

CORPORATION PROCEEDINGS
COMMON COUNCIL
CITY HALL - BUFFALO
TUESDAY, November 30, 2010
AT 2:00 P.M.

Present – David A. Franczyk, President of the Council, and Councilmembers: Fontana, Golombek, Haynes, Kearns, LoCurto, Rivera, Russell & Smith - 9

Absent - None

On a motion by Mr. Fontana, Seconded by Mr. Rivera, the minutes of the stated meeting held on November 16, 2010 were approved.

	* A Y E *	* N O *
FONTANA	/	
FRANCZYK	/	
GOLOMBEK	/	
HAYNES	/	
KEARNS	/	
LOCURTO	/	
RIVERA	/	
RUSSELL	/	
SMITH	/	
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8

FROM THE MAYOR - EXECUTIVE DEPARTMENT

November 30, 2010

FROM THE OFFICE OF STRATEGIC PLANNING

TO: THE COMMON COUNCIL: DATE: November 23, 2010

FROM : DEPARTMENT: Strategic Planning

DIVISION: Real Estate

SUBJECT: Lease Agreement – Musicians United for Superior Education, Inc. (MUSE) for use of the Second Floor of the Utility/Control Pool Building and Four Dedicated Parking Spaces in Shoshone Park (University District)

PRIOR COUNCIL REFERENCE:

Ex. (Item No. xxx, C.C.P. xx/xx/xx)

TEXT: (TYPE SINGLE SPACE BELOW)

Musicians United for Superior Education (MUSE), a not for profit Corporation, previously had a lease agreement with the County of Erie for use of the second floor of the utility/control pool building and four parking spaces within Shoshone Park for their staff. They utilize this space Monday-Friday between the hours of 8:00 a.m. – 6:00 p.m. MUSE travels to various schools to teach the children music, dance and visual arts. Their lease was for a two year period and expired on December 31, 2009. The agreement between Erie County and the City of Buffalo has been terminated and the City has taken over management of the Parks.

The Office of Strategic Planning, Division of Real Estate has received a letter from Lucinda Ingalls, Executive Director of MUSE requesting a lease agreement with the City of Buffalo.

Their request for a lease was forwarded to the Department of Public Works, Parks and Streets, Division of Parks & Recreation and Audit and Control. There were no objections. All terms and conditions of said lease agreement shall remain the same including but not limited to the following:

1. The annual rent shall be \$1.00.
2. The lease agreement shall commence on January 1, 2011 and terminate on December 31, 2011.
3. MUSE shall not sublet, assign or in any way encumber all or any of its rights under this leasehold without written approval by the City of Buffalo.
4. MUSE shall pay the cost of all telephones, internet connections and internet use.
5. The City of Buffalo shall pay the cost of all gas, electric, water and sewer utilities.
6. MUSE shall be responsible for the cost of all minor repairs and maintenance and shall at all times keep the entire premises in a clean and healthful condition including all common areas which shall include but not be limited to the lobby and lavatories.
7. The City shall be responsible for capital improvements which shall be deemed as those structural in nature and affecting the use of the permanent fixtures thereon in a significant manner, both to the exterior and interior of the premises, including elevators, if any.
8. MUSE shall be responsible for the costs of snow removal from all walkways in and around the premises.

9. MUSE shall provide the City with insurance as deemed necessary by the City's Corporation Counsel Office.
10. The lease may be cancelled at any time by either party by giving at least a 30 day notice in writing to the other.
11. MUSE shall notify the City in writing of its intentions to extend this lease no later than sixty (60) days prior to the expiration of the lease term.

This office recommends that Your Honorable Body approve this lease agreement for a one (1) year period commencing on January 1, 2011 and terminating on December 31, 2011. I am further recommending that Your Honorable Body authorize the Corporation Counsel to prepare the necessary documents for said lease agreement and that the Mayor be authorized to execute the same.

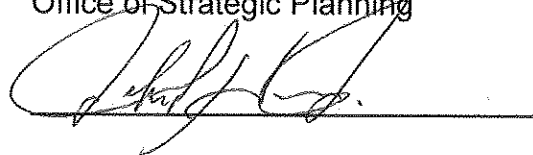
TYPE DEPARTMENT HEAD NAME:

John P. Hannon, Jr.

TYPE TITLE:

Director of Real Estate
Office of Strategic Planning

SIGNATURE OF DEPARTMENT HEAD:



JPH: plg

CRENEWLASEmuse

**REFERRED TO THE COMMITTEE
ON FINANCE.**

TO: THE COMMON COUNCIL: DATE: November 22, 2010

FROM : DEPARTMENT: Strategic Planning

DIVISION: Real Estate

SUBJECT: Renew Lease Agreement between the City of Buffalo And University Heights Community Development, Inc. (Gloria J. Parks Community Center) for Use of 3242 Main Street

University District

PRIOR COUNCIL REFERENCE: (IF ANY) Item No. 68, C.C.P. 12/9/2003
Ex. (Item No. xxx, C.C.P. xx/xx/xx)

TEXT: (TYPE SINGLE SPACE BELOW)

The Office of Strategic Planning, Division of Real Estate, has received a letter from Fred Brace; President Board of Directors of the University Heights Community Development Association, Inc. requesting to continue to lease the above referenced property.

The University Heights Community Development Association has indicated that they have leased the Gloria Parks Community Center since 1992 and invested over \$450,000 in capital improvements to the building over the past several years. Their hours of operation are Monday-Friday 8:30 a.m.-10:00 p.m. and Saturdays 9:00 a.m.-5:00 p.m. They are a not for profit neighborhood organization that offers a multitude of human services & housing programs including senior services, after school youth activities & tutoring. Housing services offered include the Acquisition Rehabilitation Resale Program, Minor Home Repair Loans and Referrals. Their current lease agreement expired on July 31, 2008 and they are currently a month to month tenant under the same terms and conditions of the expired lease. The Dept. of Public Works, Parks & Streets, Community Services and the Division of Audit have been contacted and there were no objections to the lease renewal.

The lease shall be for a one year period commencing on January 1, 2011 and terminate on December 31, 2011 all other terms and conditions of the expired lease shall remain the same including but not limited to the following:

1. The annual rental shall be One Dollar per year.
2. The City shall be responsible for the payment of 75% of all utilities, if applicable, including but not limited to gas, water, sewer charge and electricity. University Heights shall be responsible for the payment of 25% of such utilities.
3. University Heights shall pay the garbage user fee and the costs of the pickup and removal of solid waste from the premises.
4. University Heights shall be responsible for the costs of all minor repairs and maintenance and at all times keep the premises in a clean and healthful condition. The City shall be responsible for all major repairs and maintenance thereon. Major repairs shall be deemed as those structural in nature or affecting the use of the permanent fixtures thereon in a significant manner, both to the exterior and interior of the premises.

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5. University Heights shall hold the City harmless of and free from any all liability of whatsoever name and nature and howsoever caused in its use of the premises and as evidence thereof, shall, concurrently with or prior to the execution of the lease, at its own cost and expense forward to the Director of Real Estate proof of an insurance policy naming the City of Buffalo as additional insured in amounts to be determined the City's Corporation Counsel's Office.
6. Either party may terminate this lease upon forty-five (45) days written notice served personally or by certified mail.
7. University Heights shall notify the City in writing, through the Division of Real Estate, of its intention to extend this lease, no later than six (6) months prior to the expiration of the lease term.
8. University Heights shall not sublet, assign, or in any way encumber all or any of its rights under this leasehold without written approval of the City. However, permission is granted to University Heights in its sound discretion, to sublease space in said premises to the Buffalo Board of Education upon given prior written notice to the Commissioner of Public Works along with detailed information pertaining to such sublease.

This office recommends that Your Honorable Body approve this lease agreement for a one (1) year period commencing on January 1, 2011 and terminating on December 31, 2011. I am further recommending that Your Honorable Body authorize the Corporation Counsel to prepare the necessary documents for said lease agreement and that the Mayor be authorized to execute the same.

TYPE DEPARTMENT HEAD NAME: JOHN P. HANNON, JR.

TYPE TITLE: DIRECTOR OF REAL ESTATE, OSP

SIGNATURE OF DEPARTMENT HEAD: 

JPH:plg

crenewleaseuniver

REFERRED TO THE COMMITTEE
ON FINANCE.

#1 (Rev. 1/93) One Page Communication to the Common Council

TO: THE COMMON COUNCIL DATE: November 22, 2010

FROM: DEPARTMENT: Office of Strategic Planning

DIVISION: Real Estate

SUBJECT: Report of Sale
388 Winslow, 121.30' E Fillmore
Lot Size: 30' x 113'
Assessed Valuation: \$1,000.00
(~~Masten~~ District)

The Office of Strategic Planning, Division of Real Estate has received a request from Rev. Jacqueline Foye of Apostolic House of Prayer, 1455 Fillmore Avenue, Buffalo, New York 14211 to purchase 388 Winslow. The Church is located at 1455 Fillmore, which is adjacent to 388 Winslow. They intend to use the vacant lot for additional green space.

The Office of Strategic Planning Land Use Planning Committee, Division of Permit and Inspection Services and the Division of Collections have no objections to the sale. There are no building code violations, taxes or other liens owed to the City of Buffalo by the purchaser.

The Division of Real Estate has investigated the sale of similar lots in the subject area. Sales range from Fifty Cents (\$.50) to Eighty Cents (\$.80), per square foot. Rev. Foye has agreed and is prepared to pay Two Thousand Four Hundred Dollars (\$2,400.00), Seventy Cents (\$.70) per square foot for the subject property. She has also agreed to pay for the cost of the transfer tax and recording fees.

I am recommending that Your Honorable Body approve the sale of 388 Winslow to Rev. Jacqueline Foye of Apostolic House of Prayer in the amount of Two Thousand Four Hundred Dollars (\$2,400.00). I am further recommending that the Office of Strategic Planning prepare the necessary documents for the transfer of title and that the Mayor be authorized to execute the same.

DEPARTMENT HEAD NAME:
TITLE:

JOHN P. HANNON, JR.
DIRECTOR OF REAL ESTATE
OFFICE OF STRATEGIC PLANNING

SIGNATURE OF DEPARTMENT HEAD:

JPH:ck

Reportsale388winslow/real



REFERRED TO THE COMMITTEE
ON COMMUNITY DEVELOPMENT.

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Richard Fontana

FROM THE COMMISSIONER OF PUBLIC WORKS, PARKS AND STREETS

November 30, 2010

#1 (Rev. 1/93) SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL

DATE: October 13, 2010FROM: DEPARTMENT: Public Works, Parks & StreetsDIVISION: Buildings

SUBJECT: [: Permission to Hire Consultant
[: 2011 Dept. of Homeland Security (DHS)
[: Data Call
[:
[:

PRIOR COUNCIL REFERENCE: (If Any) [: Item No. 21, CCP 10/19/10

EX. (ITEM NO. CCP)

TEXT:

The United States Department of Homeland Security (DHS) works with local and regional partners across the country to identify assets and infrastructure that would, if destroyed or disrupted, cause national or regional catastrophe. DHS executes this responsibility through its Data Call process, an annual competition among local and state governments to construct credible disruption scenarios that would result in the loss of critical assets and infrastructure.

The City of Buffalo competes annually with other cities throughout the country for Homeland Security Grant Program (HSGP) dollars. In order for the City to be competitive, it is necessary that a consultant is hired to do the research for the upcoming 2011 DHS Data Call to ensure that the City is awarded grant dollars for our critical infrastructure protection plans. The cost of the consultant is estimated to be \$31,000, and funds are available in account number 24570466-434000-10410 (HSGP Year 6 Funds).

SS
SJS/PJM/DDC/dlg

Department Head Name: Steven J. StepniakTitle: Commissioner of PW, Parks & StreetsSignature of Department Head: 

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Mr. Fontana moved:

That the above communication from the Commissioner of Public Works, Parks and Streets dated October 13, 2010 be received and filed; and

That the Commissioner of Public Works, Parks & Streets be, and he hereby is authorized to hire a consultant to do the research for the upcoming 2011 Department of Homeland Security Data Call. Funds estimated to be \$31,000.00 for this project are available in account number 24570466-434000-10410 (HSGP Year 6 Funds).

Passed.

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* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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#1 (Rev. 1/93) SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL

DATE: November 17, 2010

13

FROM: DEPARTMENT: Public Works, Parks & Streets

DIVISION: Buildings

SUBJECT: [: Permission to Hire Consultant
[: Renovation of Johnnie B. Wiley
[: Sports Complex
[:
[:

PRIOR COUNCIL REFERENCE: (If Any) [:
EX. (ITEM NO. CCP)

TEXT:

Permission is hereby requested from Your Honorable Body to retain a consultant to prepare plans and specifications and provide construction assistance for the Renovation of the Johnnie B. Wiley Sports Complex. This project was approved as part of the Capital Improvements Plan. Funds are available in 33320806 445100 - Buildings.

The estimated consulting budget for this project is not to exceed \$70,000.00.

SJS/PJM/DDC/dlg

Department Head Name: Steven J. Stepniak
Commissioner of Public Works,
Title: Parks & Streets

Signature of Department Head: 

4

14

Mr. Fontana moved:

That the above communication from the Commissioner of Public Works, Parks and Streets dated November 17, 2010 be received and filed; and

That the Commissioner of Public Works, Parks & Streets be, and he hereby is authorized to be, retain a consultant to prepare plans, specifications and provide construction assistance for the Renovation of the Johnnie B. Wiley Sports Complex. Funds for this project are available in 33320806 445100 – Buildings.

Passed.

* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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#1 (Rev. 1/93) SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL

Date: November 19, 2010

FROM: DEPARTMENT: Public Works, Parks and Streets

DIVISION: Water

SUBJECT: [Report of Bid
[Michigan Avenue Water Main Investigation]

PRIOR COUNCIL REFERENCE: (IF ANY)

Ex. [Item No. of]

This is to advise your Honorable Body that I have advertised for and received bids on November 10, 2010 for the Michigan Ave. Water Main Investigation Project.

The following bids were received for the project:

- | | |
|--|---------------|
| 1- Visone Construction, Inc.
79 Sheldon Ave.
Depew, N.Y. 14043 | \$ 367,965.00 |
| 2- Kandey Company, Inc.
19 Ransier Drive
West Seneca, N.Y. 14224 | Bid Rejected |

Subsequent to the bid opening the bids were reviewed by Corporation Counsel. Corporation Counsel has determined that the only responsible bidder is Visone Construction Inc., the bid received from Kandey Company, Inc was incomplete and considered non-responsive. I hereby certify that the only responsible bidder is Visone Construction Inc.

I respectfully recommend that your Honorable Body authorize a contract award in the amount of \$ 367,965.00 (base bid) plus \$ 36,796.50 (10% contingency) for a total contract award of \$ 404,761.50. The funds are available in a Division of Water account 53220736 44510.

TYPE DEPARTMENT HEAD NAME: Peter J. Merlo, P.E., City Engineer FOR

TYPE TITLE: Steven J. Stepniak, Commissioner of Public Works, Parks & Streets

SIGNATURE OF DEPARTMENT HEAD: 

REFERRED TO THE COMMITTEE
ON FINANCE.

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#1 (Rev. 1/93) SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL

DATE: November 23, 2010

FROM: DEPARTMENT: Public Works, Parks & Streets

DIVISION: Parks

SUBJECT: [: Request for Approval
[: For Citywide Tree
[: Management and Planning
[: Agreement between
[: City of Buffalo and
[: Wendel Duchscherer
[: Architects & Engineers

PRIOR COUNCIL REFERENCE: (IF ANY) [

Requests for Proposal were sent March 11, 2010 and I received the following formal sealed bids for Citywide Tree Management and Planning which were publicly opened and read on April 5, 2010. The following bids were received:

<u>Company</u>	<u>Bid</u>
Wendel Duchscherer Architects & Engineers	\$277,395.00
URS Corporation	No Bid received
Bergmann & Associates	No Bid received

I hereby certify that the foregoing is a true and correct statement of all bids received and that Wendel Duchscherer Architects & Engineers, with a bid of two hundred seventy-seven thousand, three hundred ninety-five dollars (\$277,395.00), is the lowest responsible bidder in accordance with the plans and specifications.

I hereby respectfully request that Your Honorable Body approve this agreement between the City of Buffalo and Wendel Duchscherer Architects & Engineers to provide professional services necessary for related planning and management of City owned trees. Funds for this work are available in Account #30000106-445100.

Your consideration toward this request is greatly appreciated.

Department Head Name: Steven J. Stepniak
Title: Commissioner of Public Works, Parks & Streets

**REFERRED TO THE COMMITTEE
ON FINANCE.**

SIGNATURE OF DEPARTMENT HEAD:

SJS:cam

cc: Peter Merlo, P.E., City Engineer
Andrew R. Rabb, Deputy Commissioner, Parks

SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL:
DATE: 11/22/10
FROM: DEPARTMENT: Public Works/Parks
SUBJECT: [Request to Purchase Equipment
[
[
[

PRIOR COUNCIL REFERENCE: (IF ANY)
Ex. (Item No. xxx, C.C.P. xx/xx/xx)

Purchase (5) New Fisher 10' salt spreader bodies installed onto city's existing chassis. Contract # 7448 @ 4425.00 ea.

Total \$ 22,125.00

Funds to come out of account:
14197007-474100

SIGNATURE

DEPARTMENT HEAD TITLE :

COMMISSIONER OF PUBLIC WORKS



SJS/PJM/CMB

7

19

Mr. Fontana moved:

That the above communication from the Commissioner of Public Works, Parks and Streets dated November 22, 2010 be received and filed; and

That the Commissioner of Public Works, Parks & Streets and the Director of Purchase be, and they hereby are authorized to purchase (5) New Fisher 10' salt spreader bodies installed onto city's existing chassis, Contract #7448 at \$4,425.00 each. Funds for this project are available in 14197007-474100. That the purchase of these vehicles is approved contingent on the new vehicles being designated as not authorized for take-home use, marked with the City Seal in accordance with Chapter 53 of the City Code, and concurrent with use, that the replaced vehicles be removed from City service and disposed of by the Director of Purchase in the best interests of the City.

Passed.

* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/16/10

in the Department of

Public Works

Division of

Streets

to the Position of

Associate Account Clerk

Permanent, Provisional, Temporary, Seasonal (Insert one)

PERMANENT

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

FIFTH STEP

(Enter Starting Salary) : Starting Salary of:

\$40,337

LAST JOB TITLE

Associate Account Clerk

NAME

Jennifer Jacobs

LAST DEPARTMENT

Board of Education

DATE 11/10

ADDRESS

102 Middlesex Rd.

LAST SALARY

\$37,500

CITY & ZIP

Buffalo, NY 14216

LAST 4 DIGITS OF SSN. XXX-XX-8414

LAST JOB TITLE

NAME

LAST DEPARTMENT

DATE

ADDRESS

LAST SALARY

CITY & ZIP

LAST 4 DIGITS OF SSN. XXX-XX-

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

15020001

TITLE CODE NO

0420

BUDGET ACCT. OBJ.

411001 PROJ. ID

PERSONNEL REQ. NO

2010-56

SALARY RANGE OF POSITION

\$35,026-\$40,337

PER YEAR DAY HOUR

YEAR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/1/10

SIGNATURE OF APPOINTING AUTHORITY:

William R. Heindel

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

8

22

FROM THE COMMISSIONER OF POLICE

November 30, 2010

00010
SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL: DATE: NOVEMBER 9, 2010

FROM: DEPARTMENT: POLICE

DIVISION: _____

SUBJECT: | : Drug Asset Forfeiture Wire Transfers
| :

PRIOR COUNCIL REFERENCE: (IF ANY) | :Item No. 104, C.C.P. 2/2/88
Ex. (Item No. xxx, C.C.P. xx/xx/xx)

TEXT: (TYPE SINGLE SPACE BELOW)

10-DEA-528551	C2-10-0075	3,445.95
10-DEA-533179	C2-10-0125	1,421.97
09-DEA-511429	C2-09-0043	3,105.29
09-DEA-516624	C2-08-0144	368.66
09-DEA-521530	C2-09-0148	1,443.25
09-DEA-516621	C2-08-0144	228.14
10-DEA-530938	C2-10-0103	3,671.58
09-DEA-522050	C2-09-0155	4,983.10
10-DEA-531293	C2-10-0108	1,219.38
10-DEA-531511	C2-10-0109	1,757.58
10-DEA-531627	C2-10-0112	1,882.38
10-DEA-532201	C2-08-0109	717.23
10-DEA-531940	C2-10-0111	12,851.37
10-DEA-531923	C2-10-0081	12,244.22
10-DEA-531923	C2-10-0081	8,707.08 (15% SAFF)
TOTAL		\$58,047.18

The Drug Enforcement Administration (DEA), U.S. Customs and/or the FBI has administratively forfeited the above referenced property. The funds were received by this Department through wire transfers and duly deposited in the Trust & Agency Account, #20010000-389001. 15% of the DEA funds have been deposited into SAFF account 10440 for fulfilling year 5 expenditures under SAFF legislation. The remaining funds will be placed into one or more of the following accounts as deemed necessary by the Commissioner of Police:

Educational Training/Seminar, Confidential Funds, Materials and Supplies, Firearms and Weapons, Communications and Computers, Electrical Surveillance, Purchase of Services, Improvements, Vehicles, Operating Equipment

If you have any questions regarding the above mentioned, please contact Inspector Joseph Strano at 851-4624.

DJR/jws

TYPE DEPARTMENT HEAD NAME: CHIEF DENNIS J. RICHARDS

TYPE TITLE: CHIEF OF INVESTIGATIVE SERVICES

SIGNATURE OF DEPARTMENT HEAD: 

RECEIVED AND FILED

9



New York State Division Of Criminal Justice Services
ASSETS FORFEITURE REPORTING PROGRAM

STATE OF NEW YORK)

COUNTY OF ERIE)

) ss: **AFFIDAVIT pursuant to Civil Practice Law and
Rules 1311(11)(c)**

I, CHIEF DENNIS RICHARDS, as (claiming agent) (claiming authority), being duly
(Name)

sworn, depose and state that on 10/25 & 11/5/10, the BUFFALO POLICE DEPARTMENT
(Date) (Agency)

received WIRE TRANSFERS having an estimated present value of \$ 58,047.18,
(check, vehicle, personal property, etc.) (Amount)

pursuant to chapter thirteen of Food and Drug Laws (21 U.S.C. ' 801 et seq.) of the United States

and/or chapter four of the Customs Duties Laws (19 U.S.C. ' 1301 et seq.) of the United States and/or

chapter 96 of the Crimes and Criminal Procedure Laws (18 U.S.C. ' 1961 et seq.) of the United States.

[Signature]

Signature

DATE: 11/09/2010

CHIEF OF INVESTIGATIVE SERVICES

Title

On the 9th day of November in the year 2010, before me personally came
(Day) (Month) (Year)

Dennis F. Richards to me known, who, being by me duly sworn, depose and say
(Name)

that s/he is employed by the City of Buffalo Police Dept and that s/he
(Agency)

was authorized by and did execute the above affidavit at the direction of said entity and that s/he

signed her/his name thereto.

[Signature]
Notary Public

Judith M Loncar
Notary Public State of New York
Qualified in Erie County
My Commission Expires: 12/31/2010

Mail to:
NYS Division of Criminal Justice Services
Assets Forfeiture Reporting Program
Office of Public Safety
4 Tower Place
Albany, NY 12203

11/09/2010 09:23
jstanchak

CITY OF BUFFALO
SCHEDULE OF DEPARTMENT PAYMENTS TO TREASURER

PG 2
ardptpmt

ACCOUNT

20010000 389001
20010000 389001 10440

REPORT SUMMARY

DESCRIPTION

DEA PROP MISC REVENUE
SHARE ASSET FF YR 5 RV MISC RV

AMOUNT

49,340.10
8,707.08

** END OF REPORT - Generated by stanchak,john **

11/09/2010
09:22:21

PAYMENTS PROOF

PAGE 1
arcsht

CLERK: jstanchak BATCH: 9970
BATCH ENTRY DATE: 11/09/2010

RECEIPT YEAR	BILL TYPE	CATEGORY
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LINE	CHARGE	DESCRIPTION	PRIN PAID	PRIN ADJ	INT PAID	INT HELD	DISC AMT
1533615	2011	MS- MISC CASH RECEIPTS					
PROPERTY LOC:							
CUSTOMER							58,047.18

1 20DUNC 20 DEA MSC

CASH ACCOUNT: 20000000 101000

58,047.18

20010000	20	DEA	MSC	10440	58,047.18	CASH ACCOUNT:	20000000	101000	REF1:	10DEA31923	REF2:	C2-10-00811		
20010000	389001				8,707.08	DESC:	155	SAFF	YEAR	5	REF1:	10DEA28551	REF2:	C2-10-00755
20010000	389001				3,445.95	DESC:	DRUG	ASSET	FORF		REF1:	10DEA28551	REF2:	C2-10-00755
20010000	389001				1,421.97	DESC:	DRUG	ASSET	FORF		REF1:	10DEA33179	REF2:	C2-10-01255
20010000	389001				3,105.29	DESC:	DRUG	ASSET	FORF		REF1:	10DEA11429	REF2:	C2-09-00433
20010000	389001				368.66	DESC:	DRUG	ASSET	FORF		REF1:	09DEA16624	REF2:	C2-08-01444
20010000	389001				1,443.25	DESC:	DRUG	ASSET	FORF		REF1:	09DEA21530	REF2:	C2-09-01468
20010000	389001				228.14	DESC:	DRUG	ASSET	FORF		REF1:	09DEA16621	REF2:	C2-08-01444
20010000	389001				3,671.58	DESC:	DRUG	ASSET	FORF		REF1:	10DEA30938	REF2:	C2-10-01033
20010000	389001				4,983.10	DESC:	DRUG	ASSET	FORF		REF1:	09DEA22050	REF2:	C2-09-01555
20010000	389001				1,219.38	DESC:	DRUG	ASSET	FORF		REF1:	10DEA31293	REF2:	C2-10-01085
20010000	389001				1,757.58	DESC:	DRUG	ASSET	FORF		REF1:	10DEA31511	REF2:	C2-10-01099
20010000	389001				1,882.38	DESC:	DRUG	ASSET	FORF		REF1:	10DEA31627	REF2:	C2-10-01122
20010000	389001				717.23	DESC:	DRUG	ASSET	FORF		REF1:	10DEA32201	REF2:	C2-08-01099
20010000	389001				12,851.37	DESC:	DRUG	ASSET	FORF		REF1:	10DEA31940	REF2:	C2-10-01111
20010000	389001				12,244.22	DESC:	DRUG	ASSET	FORF		REF1:	10DEA31923	REF2:	C2-10-00811
1	BANK	XFER			58,047.18	CHECK/REF#:					ADD'L	REF#:		

ADD'L REF# :

10DEA31933	REF2:	C2-10-0081
10DEA28551	REF2:	C2-10-0075
10DEA33719	REF2:	C2-10-0125
09DEA16439	REF2:	C2-09-0143
09DEA16544	REF2:	C2-08-0144
09DEA21550	REF2:	C2-09-0146
09DEA16811	REF2:	C2-08-0144
10DEA30958	REF2:	C2-10-0103
09DEA22650	REF2:	C2-09-0155
10DEA31233	REF2:	C2-10-0108
10DEA31511	REF2:	C2-10-0109
10DEA31627	REF2:	C2-10-0112
10DEA32201	REF2:	C2-08-0109
10DEA31940	REF2:	C2-10-0111
10DEA31933	REF2:	C2-10-0081

TOTAL RECEIPTS	1	58,047.18
TOTAL PAYMENTS		

TOTAL PRINCIPAL PAID	00
TOTAL PRINCIPAL ADJUSTED	00
TOTAL INTEREST PAID	00
TOTAL INTEREST HELD	00
TOTAL DISCOUNT AMOUNT	00

1 (Rev. 1/93) SINGLE PAGE COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL: DATE: November 18, 2010
FROM: DEPARTMENT: Police: On Behalf of City of Buffalo
DIVISION: Grants Section

SUBJECT: [State's 20% Share of UASI Funding: 2008 – UASI Year 6
and 2009 – UASI Year 7]

ENTER PRIOR COUNCIL REFERENCE: (IF ANY) [CCP #21, Item #36 – UASI Year 7;]
CCP #24, Item #27 – UASI Year 6]

TEXT: (TYPE SINGLE SPACE BELOW)

As your Honorable Body is aware, the City of Buffalo, as part of the Homeland Security Funding, receives Urban Area Security Funds. Each year, the State is entitled to 20% of the actual award to our region. For the 2008 and 2009 UASI fiscal years, we have been advised that New York State will give back their 20% share of the UASI funding to the regional partners of the City of Buffalo, and the Counties of Erie and Niagara.

Under the 2008 funding, the City's share of this 20% holdback is \$333,003, which will further enhance the communications for Police and Fire for a wide area digital network and also, secure some satellite telephones for public safety use. The State created a budget amendment to the current UASI 2008, Year 6 contract, thus increasing it from \$1,854,090 to \$2,187,093 with the addition of the \$333,003.

Under the 2009 funding, the City's share of the 20% given back to the area by the State is \$411,919, which will fund updating the City's comprehensive emergency management plan and associated annexes, along with procuring receivers and a base station for Buffalo Police and Fire communications, in addition to covering expenses for completing the City of Buffalo's crisis management system. The State included the 2009 funding in the actual UASI contract rather than initiate a budget amendment as this particular contract has not been executed yet and is in process, thus our total contract award will increase from \$1,942,880 to \$2,354,799.

We are requesting that your Honorable Body approve the Mayor's acceptance of these additional funds. We are also requesting permission for the Comptroller's Office to provide an inter-fund cash loan should the need arise for any non-personnel expenditures until such reimbursement is secured from the State. If this should occur, then the loan would be repaid since the reimbursement is sent to the City from the State under this grant project. There is no City Match involved with UASI funding.

We are respectfully requesting that your Honorable act as quickly as possible to vote on this item since these (2) grants are already in progress and we want to go to the Control Board so that the Comptroller's Office can add these additional funds to our current grant Trust and Agency Accounts.

If additional information is required, please feel free to contact Captain Mark Makowski at 851-5643 or Maureen Oakley of our Grants Section at 851-4475. We appreciate your immediate attention to this matter given the tight time frame and the State's generosity to our City.

DD: mao

TYPE DEPARTMENT HEAD NAME: Daniel Derenda

TYPE TITLE: Commissioner of Police

SIGNATURE OF DEPARTMENT HEAD: 

10

29

Mr. Fontana moved:

That the above communication from the Commissioner of Police dated November 18, 2010, be received and filed; and

That the Mayor, as part of the Homeland Security Funding be, and he hereby is authorized on behalf of the City to accept additional funds of \$333,003 for 2008 UASI Funding and \$411,919 and that the Comptroller be, and he hereby is authorized to provide an interfund cash loan for all non-personnel expenditures until such reimbursement is secured from the State. The loan will then be repaid since the reimbursement is sent to the City from the State under this grant project.

Passed.

TAB:rmv

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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FROM THE COMMISSIONER OF FIRE

November 30, 2010

COMMUNICATION TO THE COMMON COUNCIL

TO: THE COMMON COUNCIL:

DATE: November 10, 2010

FROM : DEPARTMENT: 2100 Fire

PRIOR COUNCIL REFERENCE: None

SUBJECT: Mandatory Radio Frequency
Reconfiguration/Purchase of New Radio
Equipment & Related
Expenditures/Formal Authorizations
Request/Expenditure of up to
\$2,741,202.58.

The City of Buffalo Fire Department's radio shop maintains the radio and communications systems for every department of the City of Buffalo. The Federal Communications Commission ("FCC") is requiring a radio frequency reconfiguration (more precisely – a "narrow banding") that will impact certain radio bandwidths and radio equipment currently used by nearly every City of Buffalo department/agency. The necessity of the frequency reconfiguration "narrow banding" is attributable to more widespread use of wireless communications and a resulting scarcity of available bandwidths. Accordingly, the FCC is requiring that municipalities such as the City of Buffalo and any other users of certain bandwidths complete the narrow banding process by December 31, 2012. Most of the radio equipment currently in use by the City departments will not "narrow band" and must therefore be replaced. The City of Buffalo Fire Department's Radio Shop accordingly has issued a request for proposals for provision of the necessary replacement radio and communications systems. The City of Buffalo Fire Department radio shop has determined that it is appropriate to proceed with a purchase of the replacement radio and communications systems as proposed by Motorola. In addition to Motorola's favorable pricing/incentives, Motorola was selected in large measure due to the ease with which the narrow banding can occur utilizing Motorola radio equipment and communications systems. The ease with which the required new radio equipment and communications systems can be put into use and implemented if Motorola equipment is purchased runs from issues having to do with minimal additional training for City departments as to radio use and maintenance/repair and software interaction as well as a six decades old working relationship with

Motorola. The selection of Motorola is therefore both a "sole source" type of decision as well as a best pricing/implementation decision.

In order to meet the narrow banding time lines required by the FCC, the City will need to promptly take certain actions involving the purchase of the radio equipment and communications systems and related expenditures.

It is currently estimated that the City's costs to complete the radio equipment and communications systems purchase and implement the frequency reconfiguration narrow banding will be \$2,741,202.58. A copy of the pricing/equipment list is attached. Funds for this project are available through Bond account numbers 32200106 445100 and 33210206 445100. Additional funds for this project are also available through UASI grant funding.

Accordingly, the Fire Department requests your Honorable Body to:

1. Generally ratify and approve the efforts and actions of the Fire Department which have led up to this point,
2. Grant the Fire Department and the Fire Commissioner the specific authority to enter into the attached agreement with Motorola and fund up to \$2,741,202.58 for such purposes,
3. Authorize the Fire Department and or other appropriate City staff to take all such steps and actions and to execute and or process such additional agreements, contracts, documentation and or modifications thereto as shall be necessary to facilitate and implement the terms and provisions of the agreement as well as the underlying required narrow banding,
4. Direct Corporation Counsel and other appropriate City and Fire Department personnel to negotiate to finalization said agreement and all other necessary documentation wherever necessary for execution and actual implementation.

SIGNATURE: 

DEPARTMENT HEAD NAME: Garnell W. Whitfield Jr.

TITLE: Commissioner of Fire

54

Mr. Fontana moved:

That the above communication from the Commissioner of Fire dated November 10, 2010 be received and filed; and

That the Common Council ratify and approve the efforts and actions of the Fire Department, that the Commissioner of Fire be, and he hereby is authorized to enter into the an agreement with Motorola and fund up to \$2,741,202.58 for radio equipment and communications systems purchases. The Fire Department and other appropriate City staff is authorized to take all such steps and actions and to execute and or process such additional agreements, contracts, documentation and/or modifications thereto as shall be necessary to facilitate and implement the terms and provision of the agreement as well as the underlying required narrow banding. That the Acting Corporation Counsel and other appropriate City and Fire Department personnel to negotiate to finalization said agreement and all other necessary documentation wherever necessary for execution and implementation. Funds for this project are available in Bond account numbers 32200106 445100 and 33210206 445100. Additional funds for this project are also available through UASI grant funding.

Passed.

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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Section 9. Pricing

9.1 Equipment Lists

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9.2 P25 Conventional Simulcast System for Police and Fire

Equipment: \$1,505,143.07

Systems Integration and Warranty: \$1,649,324.00

Total Cost:\$3,214,412.00

System Discount (if PO received before December 15, 2010 (\$433,830.49)

Extended Price\$2,720,636.58

Performance Bond\$20,566.00

NYS-OGS System Total.....\$2,741,202.58



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Use or disclosure of this proposal is
subject to the restrictions on the title page

City of Buffalo, New York
UHF P25 and Analog Conventional Simulcast Systems
September 30, 2010

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Motorola Confidential Restricted
Use or disclosure of this proposal is
subject to the restrictions on the title page

City of Buffalo, New York
UHF P25 and Analog Conventional Simulcast Systems
September 30, 2010

9.3 Payment Schedule

The Contract Price in U.S. dollars is \$2,721,000. Except for a payment that is due on the Effective Date, City of Buffalo will make payments to Motorola within twenty five (25) days after the date of each invoice. The City of Buffalo will make payments when due in the form of a check, cashier's check or wire transfer drawn on a U.S. financial institution and in accordance with the following milestones:

1. 5% of the Contract Price upon Contract Execution (Effective Date);
2. 5% of the Contract Price upon Completion of Customer Design Review (CDR);
3. 65% of the Contract Price upon Shipment of Equipment (as shipped);
4. 20% of the Contract Price upon Completion of Installation (per site);
5. 5% of the Contract Price upon System Acceptance; and

The above milestones are based on the Fire and Police Systems proposal. Should the project scope change, a revised milestone schedule, incorporating scope changes, will be provided to the City of Buffalo.

Motorola reserves the right to make partial shipments of equipment and to request payment upon shipment of such equipment. In addition, Motorola reserves the right to invoice for installations or civil work completed on a site-by-site basis, when applicable.

Overdue invoices will bear simple interest at the rate of ten percent (10%) per annum, unless such rate exceeds the maximum allowed by law, in which case it will be reduced to the maximum allowable rate.





MOTOROLA
Authorized Manufacturers
Representative

Motorola

Motorola, Inc.

Karen DiMarco

Address 117 Woodside Drive

city, state, zip Penfield, New York 14526

Phone # 585-383-1873

email address: karen.dimarco@motorola.com

Quotation for: City of Buffalo New York

Captain Thomas Coyne

332 Ellicott St

Buffalo, NY 14202

Reference: UHF Simulcast System for Police and Fire

New York State Contract Pricing

Date 9/30/10

Quotation valid to 12/15/2010

Prepared by: Karen DiMarco

NY STATE CONTRACT # PT62495 (equipment) and # PT62496 (services)					SHIP DATE x weeks ARO	TERMS NET 30 DAYS		
Lot-Line	APC	QTY	MODEL	DESCRIPTION	LIST PRICE	Discount %	CONTRACT PRICE	EXTENDED AMOUNT
				CITY HALL				
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$ 6,000.00	20%	\$ 4,800.00	\$ 4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$ 6,300.00	20%	\$ 5,040.00	\$ 5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$ 13,700.00	20%	\$ 10,960.00	\$ 10,960.00
2-1165	509	2	THN1017	60" INDOOR CABINET	\$ 1,005.00	20%	\$ 804.00	\$ 1,608.00
2-1030	207	1	DSTRAK91009	AC POWER SITE STANDARD	\$ 30,066.00	7%	\$ 27,961.38	\$ 27,961.38
2-1037	207	4	DSTRAK91061	FOUR PORT DDM	\$ 688.00	7%	\$ 639.84	\$ 2,559.36
2-834	207	260	L1705	1/2" LDF Helliax Poly	\$ 2.95	7%	\$ 2.74	\$ 713.31

12/417	207	2	TDN9289	Connector Weatherproof Kit	\$	37.50	7%	\$	34.88	\$	69.75
12-466	207	8	TDN6673	1/2" Cable Ground Clamp Kit	\$	32.50	15%	\$	27.63	\$	221.00
2-1230	131	1	DSPREM891830	UNIVERSAL ENCLOSURE TENSUR 800	\$	1,650.00	7%	\$	1,534.50	\$	1,534.50
2-1256	131	2	DSPREM8901	AC POWER SUPPLY 110/220VAC	\$	963.00	7%	\$	895.59	\$	1,791.18
2-1240	131	1	DSPREM801460	DUAL T1 E1 WAN CARD, 1:N REDUNDANCY	\$	2,684.00	7%	\$	2,496.12	\$	2,496.12
2-1239	131	3	DSPREM801065	DUAL T1/E1 WAN CARD	\$	2,338.00	7%	\$	2,174.34	\$	6,523.02
2-1253	131	1	DSPREM892060	8T1 E1 IF CARD 32K WITH MODEM	\$	2,475.00	7%	\$	2,301.75	\$	2,301.75
2-1251	131	1	DSPREM822560	10 PORT RS232C LD SRU	\$	4,125.00	7%	\$	3,836.25	\$	3,836.25
2-1247	131	1	DSPREM816460	4 PORT 4W DSM CARD	\$	10,450.00	7%	\$	9,718.50	\$	9,718.50
2-1236	131	2	DSPREM880160	CPU 8 T1 E1 CROSS CONNECT CPU	\$	6,188.00	7%	\$	5,754.84	\$	11,509.68
10-596	224	1	WB3226AA	COMPLETE PTP 49600 LINK	\$	13,995.00	15%	\$	11,895.75	\$	11,895.75
10-647	224	1	WB3025	LPU END KIT SPARE	\$	\$300.00	15%	\$	255.00	\$	255.00
10-656	224	1	RDH4518A	2' HP DUAL DISH w/RADOME	\$	1,150.00	15%	\$	977.50	\$	977.50
12-466	207	6	TDN6673	CABLE GROUND CLAMP KIT	\$	32.50	15%	\$	27.63	\$	165.75
L10/60	403	1	DLN1086	MODEM SHELF	\$	495.00	10%	\$	445.50	\$	445.50
10-596	224	1	WB3226AA	COMPLETE PTP 49600 LINK	\$	13,995.00	15%	\$	11,895.75	\$	11,895.75
10-647	224	1	WB3025	LPU END KIT SPARE	\$	\$300.00	15%	\$	255.00	\$	255.00
10-656	224	1	RDH4518A	2' HP DUAL DISH w/RADOME	\$	1,150.00	15%	\$	977.50	\$	977.50
12-466	207	6	TDN6673	CABLE GROUND CLAMP KIT	\$	32.50	15%	\$	27.63	\$	165.75
10-722	207	1	DQ57023A	LARUS SHELF 19 ALARM CARD	\$	2,215.00	7%	\$	2,059.95	\$	2,059.95
8-767	103	1	AAM25RHC9AA1 N	CDM750 OPTO RADIO 403- 470 MHz 25W	\$	633.00	25%	\$	474.75	\$	474.75
8-775	103	1	B65	Omit standard mtg bracket	\$	(4.00)	0%	\$	(4.00)	\$	(4.00)
8-779	185	1	G400	ENH: ESP 1 YEAR	\$	38.00	0%	\$	38.00	\$	38.00
8-776	103	1	B161	OMIT STD POWER CABLE	\$	(8.00)	0%	\$	(8.00)	\$	(8.00)
8-807	500	1	HPN4008	Power Supply and Cable	\$	264.00	20%	\$	211.20	\$	211.20
2-839	207	1	TDE6046	ANTENNA OMNI 10DB CWA	\$	1,245.00	7%	\$	1,157.85	\$	1,157.85
2-834	207	200	L1705	1/2" LDF XMSN LINE	\$	2.95	7%	\$	2.74	\$	548.70
2-888	322	1	DDN7527	CAB/PC USB CABLE	\$	35.00	15%	\$	29.75	\$	29.75
2-888	322	1	DDN7527	CAB/PC USB CABLE	\$	35.00	15%	\$	29.75	\$	29.75
12/417	207	2	TDN9289	CABLE WRAP WEATHERPROOFING	\$	37.50	7%	\$	34.88	\$	69.75
12-466	207	4	TDN6673	1/2" CABLE GROUND KIT	\$	32.50	15%	\$	27.63	\$	110.50
2-825	207	1	DSISDC50LNZ30MA	DC INJECTOR 30V M CONN ANTENNA POR	\$	150.00	7%	\$	139.50	\$	139.50
2-833	207	25	L1702	1/2" SUPERFLEX	\$	4.35	7%	\$	4.05	\$	101.14
2-888	322	2	DDN7527	CAB/PC USB CABLE	\$	35.00	15%	\$	29.75	\$	59.50
12-396	207	3	L1700	1/4" Superflex Cable	\$	1.95	7%	\$	1.81	\$	5.44
2-1165	509	1	THN1017	60" INDOOR CABINET	\$	1,005.00	20%	\$	804.00	\$	804.00
DELAWARE PARK										\$	-

2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-224	525	1	THN1012	7' OPEN RACK	\$	470.00	15%	\$	399.50	\$	399.50
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1030	207	1	DSTRAK91009	AC POWER SITE STANDARD	\$	30,066.00	7%	\$	27,961.38	\$	27,961.38
2-1037	207	4	DSTRAK91061	FOUR PORT DDM	\$	688.00	7%	\$	639.84	\$	2,559.36
12-396	207	50	L1700	1/4" SFLX	\$	1.95	7%	\$	1.81	\$	90.68
L10/47	403	4	DDN6910	25 FT. CONSOLE CABLE RJ45M DB25M	\$	43.00	10%	\$	38.70	\$	154.80
2-1230	131	1	DSPREM891830	UNIVERSAL ENCLOSURE TENSUR 800	\$	1,650.00	7%	\$	1,534.50	\$	1,534.50
2-1256	131	2	DSPREM8901	AC POWER SUPPLY 110/220VAC	\$	963.00	7%	\$	895.59	\$	1,791.18
2-1239	131	2	DSPREM801065	Dual T1/E1 WAN CARD	\$	2,338.00	7%	\$	2,174.34	\$	4,348.68
2-1253	131	1	DSPREM892060	8T1 E1 IF CARD 32K WITH MODEM	\$	2,475.00	7%	\$	2,301.75	\$	2,301.75
2-1251	131	1	DSPREM822560	10 PORT RS232C LD SRU	\$	4,125.00	7%	\$	3,836.25	\$	3,836.25
2-1243	131	1	DSPREM811960	8 PORT 4-WIRE E&M CARD	\$	2,063.00	7%	\$	1,918.59	\$	1,918.59
2-1247	131	1	DSPREM816460	4 PORT 4W DSM CARD	\$	10,450.00	7%	\$	9,718.50	\$	9,718.50
2-1236	131	1	DSPREM880160	CPU & T1 E1 CROSS CONNECT CPU	\$	6,188.00	7%	\$	5,754.84	\$	5,754.84
10-596	224	2	WB3226AA	COMPLETE PTP 49600 LINK	\$	13,995.00	15%	\$	11,895.75	\$	23,791.50
10-647	224	2	WB3025	LPU END KIT SPARE	\$	\$300.00	15%	\$	255.00	\$	510.00
10-656	224	2	RDH4518A	2' HP DUAL DISH w/RADOME	\$	1,150.00	15%	\$	977.50	\$	1,955.00
12-466	207	12	TDN6673	CABLE GROUND CLAMP KIT	\$	32.50	15%	\$	27.63	\$	331.50
L10/60	403	1	DLN1086	MODEM SHELF	\$	495.00	10%	\$	445.50	\$	445.50
2-224	525	1	THN1012	7' OPEN RACK	\$	470.00	15%	\$	399.50	\$	399.50
				C-DISTRICT							
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00

[illegible]

L10/60	403	1	DLN1086	MODEM SHELF	\$	495.00	10%	\$	445.50	\$	445.50
				MERCY HOSPITAL							
2-1164	509	1	THN1016	46" Indoor Cabinet	\$	755.00	20%	\$	604.00	\$	604.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1461	112	1	CA00025AF	ADD: CIRCUIT BASED MULTISITE SFW	\$	13,700.00	20%	\$	10,960.00	\$	10,960.00
L10/15	207	1	DSDB640NSC	ANT STYLE FIBERGLASS 450-482 OMNI	\$	2,285.00	7%	\$	2,125.05	\$	2,125.05
L10/21	207	1	DSL7PDFRPC / Andrew	1-5/8" ONE PC 7-16 DIN CONNECTOR	\$	293.00	7%	\$	272.49	\$	272.49
2-834	207	6	L1705	1/2" LDF Jumper for above	\$	2.95	7%	\$	2.74	\$	16.46
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT	\$	\$6,188.00	7%	\$	5,754.84	\$	5,754.84
10-847	224	2	WB3025	LPU END KIT SPARE	\$	\$300.00	15%	\$	255.00	\$	510.00
10-856	224	2	RDH4518A	2' HP DUAL DISH w/RADOME	\$	1,150.00	15%	\$	977.50	\$	1,955.00
L10/60	403	1	DLN1086	MODEM SHELF	\$	495.00	10%	\$	445.50	\$	445.50
				MSGR G							
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/85	509	1	X308	ADD: CABINET 46" INDOOR	\$	630.00	20%	\$	504.00	\$	504.00
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
2-1164	509	1	THN1016	60" Indoor cabinet	\$	755.00	20%	\$	604.00	\$	604.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00

[illegible]

2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
L12/351	207	1	DDF1000	16 PORT QUAD RECEIVER MULTICPL		\$5,630.00	7%	\$	5,235.90	\$	5,235.90
L12/155	207	1	DSSD318HF3P4LDF	LOW PIM 8 DIPOLE, 450-512MHZ, OFFSET,		\$3,062.00	7%	\$	2,847.66	\$	2,847.66
L2/834	207	6	L1705	1/2" LDF Helix Poly	\$	2.95	7%	\$	2.74	\$	16.46
L2/828	509	2	DSL5PNFRPC	7/8" CONN N FEMALE 1 PIECE CAPTIVATED		\$66.50	7%	\$	61.85	\$	123.69
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT		\$6,188.00	7%	\$	5,754.84	\$	5,754.84
10-647	207	1	WB3025	LPU END KIT SPARE		\$300.00	15%	\$	255.00	\$	255.00
10-656	207	1	RDH4518A	2" HP DUAL DISH w/RADOME	\$	1,150.00	15%	\$	977.50	\$	977.50
L10/60	403	1	DLN1086	MODEM SHELF	\$	495.00	10%	\$	445.50	\$	445.50
				LACK FD1							
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/84	509	1	X36	ALT: CABINET 70" OUTDOOR	\$	2,260.00	20%	\$	1,808.00	\$	1,808.00
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
L2/84	509	1	X36	ALT: CABINET 70" OUTDOOR	\$	2,260.00	20%	\$	1,808.00	\$	1,808.00
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/17	509	1	X320	ADD: RECEIVER, UHF	\$	1,485.00	20%	\$	1,188.00	\$	1,188.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1454	112	1	T7039A	GTR 8000 BASE RADIO	\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
L2/13	743	1	T5589	ASTROTAC SATELLITE RECEIVER	\$	2,900.00	20%	\$	2,320.00	\$	2,320.00
L2/16	509	1	X319	ADD: RECEIVER, VHF	\$	1,375.00	20%	\$	1,100.00	\$	1,100.00
L2/155	509	1	X269	ENH: SPECTRA TAC CONVENTIONAL	\$	254.00	20%	\$	203.20	\$	203.20
L2/22	509	1	X597	ENH: CONV RCVR	\$	600.00	20%	\$	480.00	\$	480.00

L12/351	207	1	DDF1000	16 PORT QUAD RECEIVER MULTICPL		\$5,630.00	7%	\$	5,235.90	\$	5,235.90	\$	5,235.90
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT		\$6,188.00	7%	\$	5,754.84	\$	5,754.84	\$	5,754.84
10-596	224	1	WB3226AA	COMPLETE PTP 49600 LINK		\$	15%	\$	11,895.75	\$	11,895.75	\$	11,895.75
10-647	224	1	WB3025	LPU END KIT SPARE		\$300.00	15%	\$	255.00	\$	255.00	\$	255.00
10-656	224	1	RDH4518A	2' HP DUAL DISH w/RADOME		\$	15%	\$	977.50	\$	977.50	\$	977.50
L10/60	403	1	DLN1086	MODEM SHELF		\$	10%	\$	445.50	\$	445.50	\$	445.50
10-596	224	1	WB3226AA	COMPLETE PTP 49600 LINK		\$	15%	\$	11,895.75	\$	11,895.75	\$	11,895.75
10-647	224	1	WB3025	LPU END KIT SPARE		\$300.00	15%	\$	255.00	\$	255.00	\$	255.00
10-656	224	1	RDH4518A	2' HP DUAL DISH w/RADOME		\$	15%	\$	977.50	\$	977.50	\$	977.50
				LACK FD2									
10-647	224	1	WB3025	LPU END KIT SPARE		\$300.00	15%	\$	255.00	\$	255.00	\$	255.00
10-656	224	1	RDH4518A	2' HP DUAL DISH w/RADOME		\$	15%	\$	977.50	\$	977.50	\$	977.50
L10/60	403	1	DLN1086	MODEM SHELF		\$	10%	\$	445.50	\$	445.50	\$	445.50
				ALARM OFFICE									
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC		\$	15%	\$	340.00	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARATOR		\$	15%	\$	3,145.00	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION		\$	15%	\$	1,530.00	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION		\$	15%	\$	2,295.00	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION		\$	15%	\$	2,380.00	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI		\$	15%	\$	4,250.00	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE		\$	15%	\$	425.00	\$	425.00	\$	2,125.00

L2/174	525	1	X158	ENH: REMOTE STATUS INTFC	\$	400.00	15%	\$	340.00	\$	340.00
L2/168	525	1	T5770	ASTROTAC 3000 COMPARTOR	\$	3,700.00	15%	\$	3,145.00	\$	3,145.00
L2/172	525	1	X31	DIGITAL ONLY OPERATION	\$	1,800.00	15%	\$	1,530.00	\$	1,530.00
L2/177	525	1	X48	ENH: CONVENTIONAL OPERATION	\$	2,700.00	15%	\$	2,295.00	\$	2,295.00
L2/180	525	1	X888	ENH: GPS SIMULCAST OPERATION	\$	2,800.00	15%	\$	2,380.00	\$	2,380.00
L2/191	525	1	X227	ADD: 10 WIRELINE PORTS CAI	\$	5,000.00	15%	\$	4,250.00	\$	4,250.00
L2/196	525	5	X889	ADD: ASTRO V.24 INTERFACE	\$	500.00	15%	\$	425.00	\$	2,125.00
L2/174	525	1	X158	ENH: REMOTE STATUS INTFC	\$	400.00	15%	\$	340.00	\$	340.00
L2/228	371	1	RVN4154	RSS ASTROTAC 3000 COMPARTOR	\$	\$295.00	5%	\$	280.25	\$	280.25
L2/280	525	1	X225AL	ADD: 6 I/O PORTS	\$	\$4,500.00	15%	\$	3,825.00	\$	3,825.00
2-1327	229	5	CDN6119	AIB-ASTROTAC Intfc Module	\$	1,900.00	20%	\$	1,520.00	\$	7,600.00
2-1326	229	3	CDN6121	CIB Comparator Intfc Module	\$	832.00	20%	\$	665.60	\$	1,996.80
L2/1332	229	2	CDN6112	Rack Mount QUAD SIZE A	\$	78.00	20%	\$	62.40	\$	124.80
L2/1333	229	1	CDN6113	Wall Mount Kit Size A	\$	14.00	20%	\$	11.20	\$	11.20
L2/1334	29	3	CDN6114	Mounting Bracket CIB - Digitac	\$	140.00	20%	\$	112.00	\$	336.00
L2/1342	229	4	CDN6123	Network Cable Assy 9'	\$	21.00	20%	\$	16.80	\$	67.20
L2/1343	229	4	CDN6124	Network Cable Assy 3'	\$	21.00	20%	\$	16.80	\$	67.20
L2/1345	229	1	CDN6126	Network Cable Assy 25'	\$	38.00	20%	\$	30.40	\$	30.40
L2/1346	229	1	CDN6127	Network Cable Assy 100'	\$	92.00	20%	\$	73.60	\$	73.60
L2/1341	229	5	CDN6131	10' AIB - Comparator Cable Assy	\$	52.00	20%	\$	41.60	\$	208.00
L2/1339	229	1	CDN6132	Cable Kit HIB - PC 6'	\$	30.00	20%	\$	24.00	\$	24.00
2-1330	229	3	CDN6116	120 VAC MCN Power Supply	\$	84.00	20%	\$	67.20	\$	201.60
L2/1354	229	2	CDN6115	Standard 78k system network termina	\$	10.00	20%	\$	8.00	\$	16.00
2-1359	229	1	CDN6107	AIB Hardware Guide	\$	20.00	20%	\$	16.00	\$	16.00
L4/390	277	2	T5180	SIMULCAST CONTROLLER I/F MODEM	\$	\$4,300.00	15%	\$	3,655.00	\$	7,310.00
L2/418	424	6	QKN7825	CABLE 25 PAIR WITH CONNECTOR 8.2 METERS	\$	\$119.00	20%	\$	95.20	\$	571.20
L2/427	424	3	QRN4489	EXTENDER CARD	\$	\$295.00	20%	\$	236.00	\$	708.00
L2/225	525	2	THN1013	7 1/2' OPEN RACK	\$	495.00	15%	\$	420.75	\$	841.50
L2/1028	207	1	DSTRAK91008	AC POWER SITE STANDARD	\$	34,712.00	7%	\$	32,282.16	\$	32,282.16
2-1037	207	2	DSTRAK91061	FOUR PORT DDM	\$	688.00	7%	\$	639.84	\$	1,279.68
L12/421	207	4	TDN8405A	1/4" X 8' S FLEX UHF MALE	\$	\$71.50	15%	\$	60.78	\$	243.10
12-396	207	30	L1700	1/4" SFLX	\$	1.95	7%	\$	1.81	\$	54.41
2-1230	131	1	DSPREM891830	UNIVERSAL ENCLOSURE TENSER 800	\$	1,650.00	7%	\$	1,534.50	\$	1,534.50
2-1256	131	2	DSPREM8901	AC POWER SUPPLY 110/220VAC	\$	963.00	7%	\$	895.59	\$	1,791.18
L2/1240	131	1	DSPREM801460	DUAL T1E1 WAN W/ RELAYS 1:N REDUNDANCY	\$	\$2,684.00	7%	\$	2,496.12	\$	2,496.12
L2/1239	131	2	DSPREM801065	DUAL T1 E1 WAN CARD	\$	\$2,338.00	7%	\$	2,174.34	\$	4,348.68
2-1253	131	1	DSPREM892060	8T1 E1 IF CARD 32K WITH MODEM	\$	2,475.00	7%	\$	2,301.75	\$	2,301.75
2-1251	131	3	DSPREM822560	10 PORT RS232C LD SRU	\$	4,125.00	7%	\$	3,836.25	\$	11,508.75
2-1243	131	2	DSPREM811960	8 PORT 4-WIRE E&M CARD	\$	2,063.00	7%	\$	1,918.59	\$	3,837.18
2-1247	131	2	DSPREM816460	4 PORT 4W DSM CARD	\$	10,450.00	7%	\$	9,718.50	\$	19,437.00
L2/1236	131	2	DSPREM880160	CPU 8 T1 E1 CROSS CONNT	\$	\$6,188.00	7%	\$	5,754.84	\$	11,509.68

2-1230	131	1	DSPREM891830	UNIVERSAL ENCLOSURE TENSER 800	\$	1,650.00	7%	\$	1,534.50	\$	1,534.50	1,534.50
2-1256	131	2	DSPREM8901	AC POWER SUPPLY 110/220VAC	\$	983.00	7%	\$	895.59	\$	895.59	1,791.18
2-1239	131	2	DSPREM801065	DUAL T1 E1 WAN CARD		\$2,338.00	7%	\$	2,174.34	\$	2,174.34	4,348.68
2-1253	131	1	DSPREM892060	8T1 E1 IF CARD 32K WITH MODEM		\$	2,475.00	7%	\$	2,301.75	\$	2,301.75
2-1251	131	3	DSPREM822560	10 PORT RS232C LD SRU		\$	4,125.00	7%	\$	3,836.25	\$	11,508.75
2-1243	131	1	DSPREM811960	8 PORT 4-WIRE EAM CARD		\$	2,063.00	7%	\$	1,918.59	\$	1,918.59
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT		\$	6,188.00	7%	\$	5,754.84	\$	5,754.84
2-1454	112	1	T7039A	GTR 8000 BASE RADIO		\$	6,000.00	20%	\$	4,800.00	\$	4,800.00
2-1459	112	1	X640AL	ADD: UHF MID POWER		\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
8-767	103	1	AAM25RHC9AA1 N	CDM750 OPTO RADIO 403- 470 MHz 25W		\$	633.00	25%	\$	474.75	\$	474.75
8-775	103	1	B65	Omit standard mtg bracket		\$	(4.00)	0%	\$	(4.00)	\$	(4.00)
8-776	103	1	B161	OMIT STD POWER CABLE		\$	(8.00)	0%	\$	(8.00)	\$	(8.00)
2-1308	229	1	Z494	ADD: MOUNT, WALL ACIS IIB 8 RX		\$	195.00	20%	\$	156.00	\$	156.00
8-833	706	1	AARKN4083	PROG TEST CABLE		\$	74.00	25%	\$	55.50	\$	55.50
12-396	207	3	L1700	1/4" Superflex Cable		\$	1.95	7%	\$	1.81	\$	5.44
12-421	207	1	TDN8405A	1/4" X 8' S FLEX UHF MALE		\$	71.50	15%	\$	60.78	\$	60.78
12-421	207	1	TDN8405A	1/4" X 8' S FLEX UHF MALE		\$	71.50	15%	\$	60.78	\$	60.78
				PSC								
2-1179	729	1	X795AF	ENH: LATEST SHIPPING SOFTWARE		\$	1,200.00	20%	\$	960.00	\$	960.00
2-1184	729	1	X806AY	ENH: CONVENTIONAL ASTRO CAI UPGRADE		\$	1,782.00	20%	\$	1,425.60	\$	1,425.60
2-1192	729	1	X791AB	ADD: CONV/6809 EPIC BOARD		\$	2,000.00	20%	\$	1,600.00	\$	1,600.00
2-1226	729	1	X889AF	ADD: V.24 WIRELINE INTERFACE		\$	500.00	20%	\$	400.00	\$	400.00
2-1261	509	1	X873	ADD: INTERNAL UHSO		\$	2,000.00	20%	\$	1,600.00	\$	1,600.00
2-1265	509	1	X182	ADD FACTORY INSTALL DUPLEXER		\$	1,380.00	20%	\$	1,104.00	\$	1,104.00
2-1225	525	1	THN1013	OPEN 7 1/2" RACK		\$	495.00	15%	\$	420.75	\$	420.75
2-1166	524	1	6802949C65	DIU 3000 MANUAL OPR/INST		\$	30.75	20%	\$	24.60	\$	24.60
2-1167	525	2	CHN1009	CARD CAGE DIU3000		\$	330.00	15%	\$	280.50	\$	561.00
2-1172	524	2	FLN8840	CENTER PANEL DIU3000 CARD CAGE		\$	25.00	20%	\$	20.00	\$	40.00
2-1173	524	2	FLN8841	BLANK PANEL DIU3000 CARD CAGE		\$	29.00	20%	\$	23.20	\$	46.40
2-1158	207	1	DS457162	HANDSET w 3' CORD		\$	50.00	7%	\$	46.50	\$	46.50
2-1143	524	6	F2048	ASTRO DIU3000 HARDWARE		\$	2,650.00	20%	\$	2,120.00	\$	12,720.00
2-1144	524	6	X959	ADD: CONV RELEASE SW		\$	3,150.00	20%	\$	2,520.00	\$	15,120.00
2-1146	524	6	C823	ADAPTER BOX DIU3000		\$	54.25	20%	\$	43.40	\$	260.40
2-1165	509	1	THN1017	60" INDOOR CABINET		\$	1,005.00	20%	\$	804.00	\$	804.00
12-671	207	75	L3323	7/8" LDF HELIAX POLY JKT PER FT		\$	6.85	15%	\$	5.82	\$	436.69
12-417	207	1	TDN9289	Connector Wx Proof Kits		\$	31.50	15%	\$	31.88	\$	31.88
12-466	207	5	TDN6673	Grounding Clamp Kits		\$	32.50	15%	\$	27.63	\$	138.13
2-833	207	25	L1702	1/2" SUPERFLEX		\$	4.35	7%	\$	4.05	\$	101.14
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT		\$	\$6,188.00	7%	\$	5,754.84	\$	5,754.84
				COMMON								
10-642	224	2	WB3175A	REEL, BBIDGE CAT 5E CABLE 1000FT		\$	395.00	15%	\$	335.75	\$	671.50

10-644	224	2	WB3177A	TYCO/AMP MOD PLUG RJ45, 25PK	\$	10.25	15%	\$	8.71	\$	17.43
10-721	224	1	WB3108A	1YR PTP SW CONTRACT (5+ LINKS)	\$	1,500.00	15%	\$	1,275.00	\$	1,275.00
				SPARES							
10-597	224	1	WB3230AA	Connectorized PTP 49600	\$	7,695.00	15%	\$	6,540.75	\$	6,540.75
10-647	224	2	WB2907AA	Spare LPU Kit	\$	300.00	15%	\$	255.00	\$	510.00
2-1037	207	2	DSTRAK91061	FOUR PORT DDM	\$	688.00	7%	\$	639.84	\$	1,279.68
2-1525	112	2	T7540A	GPW 8000 RECEIVER	\$	6,000.00	20%	\$	4,800.00	\$	9,600.00
2-1459	112	1	X640AL	ADD: UHF MID POWER	\$	6,300.00	20%	\$	5,040.00	\$	5,040.00
2-1499	112	2	DLN1346	FRU: Transceiver 435 - 524 MHZ	\$	1,200.00	20%	\$	960.00	\$	1,920.00
2-1500	112	2	DLN1347	FRU: PA MID- POWER 435 - 524 MHZ	\$	1,200.00	20%	\$	960.00	\$	1,920.00
2-1509	112	2	DLN6568	FRU: POWER SUPPLY	\$	2,200.00	20%	\$	1,760.00	\$	3,520.00
2-1060	509	1	TLN3314	UHF RANGE 2 RECEIVER	\$	1,100.00	20%	\$	880.00	\$	880.00
2-1059	509	2	TLN3313	UHF RANGE 403-433 MHZ RECEIVER	\$	1,100.00	20%	\$	880.00	\$	1,760.00
2-1064	509	1	TLN3306	UHF RANGE 2 EXCITER	\$	1,100.00	20%	\$	880.00	\$	880.00
2-1063	509	2	TLN3305	UHF RANGE 403-433 MHZ EXCITER	\$	1,100.00	20%	\$	880.00	\$	1,760.00
2-1070	509	1	TLN3446	UHF RANGE 2 110W POWER AMP	\$	3,200.00	20%	\$	2,560.00	\$	2,560.00
2-1069	509	2	TLN3444	UHF RANGE 1 110W POWER AMP	\$	3,200.00	20%	\$	2,560.00	\$	5,120.00
2-1083	509	2	TLN3259	FRU: 625W POWER SUPPLY	\$	2,000.00	20%	\$	1,600.00	\$	3,200.00
2-1085	509	2	TLN3261	FRU: 265W POWER SUPPLY	\$	1,800.00	20%	\$	1,440.00	\$	2,880.00
2-316	424	2	CLN8480	FRU: Dc DC CONVERTER	\$	2,000.00	20%	\$	1,600.00	\$	3,200.00
2-317	424	2	DLN6463	FRU: 4W Wireline Comparator	\$	1,000.00	20%	\$	800.00	\$	1,600.00
2-314	424	2	CLN1163	FRU V.24 WITH RJ 48	\$	500.00	20%	\$	400.00	\$	800.00
2-1109	PRTS	1	HMN1001	Microphone Local Test	\$	109.00	25%	\$	81.75	\$	81.75
2-1111	PRTS	1	TRN7738	HDW EXT SPEAKER	\$	50.00	25%	\$	37.50	\$	37.50

2-369	424	1	Q2981	8 CHANNEL DIGITAC COMPARTOR	\$	12,018.00	20%	\$	9,614.40	\$	9,614.40
2-379	424	1	C175AGSP	ADD: Tone Keying with priority	\$	2,550.00	20%	\$	2,040.00	\$	2,040.00
2-399	424	1	CA42413AA	ADD: STANDARD POWER SUPPLY	\$	810.00	20%	\$	648.00	\$	648.00
2-403	424	1	C372ACSP	ADD: EXTENDER CARD	\$	295.00	20%	\$	236.00	\$	236.00
2-233	525	2	CLN1268	FRU: Ctrl Board CAI	\$	4,500.00	15%	\$	3,825.00	\$	7,650.00
2-234	525	4	CLN1269	FRU: Wireline Board	\$	1,000.00	15%	\$	850.00	\$	3,400.00
2-235	525	2	CLN1488	FRU: 265 Watt AC Supply	\$	1,800.00	15%	\$	1,530.00	\$	3,060.00
2-1327	229	1	CDN6119	AIB-ASTROTAC Intfc Module	\$	1,900.00	20%	\$	1,520.00	\$	1,520.00
2-1326	229	1	CDN6121	CIB Comparator Intfc Module	\$	832.00	20%	\$	665.60	\$	665.60
2-1330	229	1	CDN6116	MCN 120 VAC Power Supply	\$	84.00	20%	\$	67.20	\$	67.20
2-1356	229	1	CDN6134	MCN System Manual	\$	28.00	20%	\$	22.40	\$	22.40
2-1359	229	1	CDN6107	AIB Hardware Guide	\$	20.00	20%	\$	16.00	\$	16.00
2-1357	229	1	CDN6109	CIB Hardware Guide	\$	20.00	20%	\$	16.00	\$	16.00
2-1358	229	1	CDN6110	HIB-232 Hardware Guide	\$	20.00	20%	\$	16.00	\$	16.00
2-1236	131	1	DSPREM880160	CPU 8 T1 E1 CROSS CONNT	\$	\$6,188.00	7%	\$	5,754.84	\$	5,754.84
2-1256	131	1	DSPREM8901	AC POWER SUPPLY 110/220VAC	\$	963.00	7%	\$	895.59	\$	895.59
2-1239	131	1	DSPREM801065	Dual T1/E1 WAN CARD	\$	2,338.00	7%	\$	2,174.34	\$	2,174.34
2-1253	131	1	DSPREM892060	8T1 E1 IF CARD 32K WITH MODEM	\$	2,475.00	7%	\$	2,301.75	\$	2,301.75
2-1243	131	1	DSPREM811960	8 PORT 4-WIRE E&M CARD	\$	2,063.00	7%	\$	1,918.59	\$	1,918.59
2-1251	131	1	DSPREM822560	10 PORT RS232C LD SRU	\$	4,125.00	7%	\$	3,836.25	\$	3,836.25
2-1247	131	1	DSPREM816460	4 PORT 4W DSM CARD	\$	10,450.00	7%	\$	9,718.50	\$	9,718.50
2-1237	131	1	DSPREM880360	CPU 8 T1 E1 CROSS CONNECT CPU	\$	6,490.00	7%	\$	6,035.70	\$	6,035.70
2-1143	524	1	F2048	ASTRO DIU3000 HARDWARE	\$	2,650.00	20%	\$	2,120.00	\$	2,120.00
2-1144	524	1	X959	ADD: CONV RELEASE SW	\$	3,150.00	20%	\$	2,520.00	\$	2,520.00
				EQUIPMENT TOTAL						\$	1,505,143.07
				SERVICES							
L2/2246	SERV	728	SERVICE	Engineering	\$	188.00	0%	\$	188.00	\$	136,864.00
L2/2251	SERV	6051	SERVICE	Installation	\$	188.00	0%	\$	188.00	\$	1,137,588.00
L2/2247	SERV	1211	SERVICE	Project Management	\$	188.00	0%	\$	188.00	\$	227,668.00
L2/2249	SERV	385	SERVICE	Acceptance Testing	\$	188.00	0%	\$	188.00	\$	72,380.00
L2/2250	SERV	112	SERVICE	Documentation Generation	\$	188.00	0%	\$	188.00	\$	21,056.00
L2/2248	SERV	286	SERVICE	Training	\$	188.00	0%	\$	188.00	\$	53,768.00
				SERVICES TOTAL						\$	1,648,324.00
				NYS Contract System Total						\$	3,154,467.07
				SYSTEM DISCOUNT- based on PO by 12/15/10						\$	(433,830.49)
				System Sub total						\$	2,720,636.58
		1	PERF BOND	PERFORMANCE BOND	\$	20,566.00	0%	\$	20,566.00	\$	20,566.00
				NYSOGS System Total						\$	2,741,202.58

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FROM THE CORPORATION COUNSEL

November 30, 2010

Claims Committee Meeting

Wednesday, December 8, 2010 11:00a.m.

Hon. David A. Rivera, Chairperson

AGENDAPersonal Injury

A.	1.	Eula Collins-Bailey	\$ 3,000.00
A.	2.	Jeremy Evens	\$17,500.00
A.	3.	Antonio Gardin	\$15,000.00
A.	4.	Kenneth Hartman	\$ 40.00
A.	5.	Garrett Hicks	\$10,000.00
A.	6.	Abdou Taher	\$70,000.00
A.	7.	Shaneesha White	\$ 3,500.00
A.	8.	Tera Lynn Whiteside	\$ 3,500.00
A.	9.	Desiree Williams p/n/g Joshua Miller, Daniel Williams and Tionee Miller	\$49,000.00

Property Damage

B.	1.	Barbara Barksdale	\$988.00
B.	2.	Jacqueline Barnett	\$180.79
B.	3.	Sharon Coughlin	\$113.02
B.	4.	Kimberly Ann Dole	\$962.72
B.	5.	Stephen Guevara	\$5740.00
B.	6.	Paula Mason	\$399.00
B.	7.	Al E. Moore	\$ 90.00
B.	8.	National Fuel	\$1798.38
B.	9.	Daniel Olszewski	\$374.54
B.	10.	Carmen Pace	\$473.72
B.	11.	Connie Poitras	\$1306.50
B.	12.	Alfonso Polito	\$195.75
B.	13.	Kathie Renner	\$66.00
B.	14.	Rachel Sayles	\$705.90
B.	15.	Robert Wegrzyn, Jr.	\$500.00

11A RT

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Miscellaneous Reimbursement

C.	1.	Liban Mayow Abikar	\$ 531.00
C.	2.	Le'Don Hall	\$1500.00
C.	3.	Sandra Warheit	\$.75

Miscellaneous Invoices

D.	1.	AFSCME Local 650	\$1617.07
D.	2.	AT&T Mobility	\$8311.55
D.	3.	Bison Baseball	\$23,800.00
D.	4.	Bison Baseball	\$30,000.00
D.	5.	Bison Elevator	\$1996.65
D.	6.	Bison Elevator	\$1850.00
D.	7.	Bison Elevator	\$1261.75
D.	8.	Buffalo OccMed LLC	\$154,342.78
D.	9.	Buffalo Small Animal Hospital	\$380.00
D.	10.	Buffalo Small Animal Hospital	\$4891.02
D.	11.	Buffalo Small Animal Hospital	\$2838.16
D.	12.	Buffalo Small Animal Hospital	\$7367.64
D.	13.	Cintas	\$1072.55
D.	14.	City Treasury	\$101.00
D.	15.	Comdoc Office Systems	\$62.80
D.	16.	Comdoc Office Systems	\$137.03
D.	17.	County Line Stone Co.	\$3901.66
D.	18.	Geiter Done of WNY	\$22,550.00
D.	19.	Hannah Demolition	\$17,000.00
D.	20.	Idexx Distribution	\$240.35
D.	21.	Lardon Construction Corp.	\$1318.20
D.	22.	Marlin Leasing	\$456.00
D.	23.	Metro Environmental	\$18,438.00
D.	24.	O'Connell Electric	\$8046.87
D.	25.	P&A Group	\$36,809.00
D.	26.	Personal Computers Inc.	\$1867.50
D.	27.	Personal Computers Inc.	\$3765.00
D.	28.	Verizon	\$92.29
D.	29.	Xerographic Solutions	\$1242.00
D.	30.	Xerographic Solutions	\$1050.00

**REFERRED TO THE COMMITTEE
ON CLAIMS.**

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FROM THE COMMISSIONER OF ECONOMIC DEVELOPMENT AND PERMIT &
INSPECTION SERVICES

November 30, 2010

00010

51

To: The Common Council:

Date: November 24, 2010

From: Department Permit & Inspection ServicesDivision: Office of Licenses

Subject: [: Pawnbroker (New)
[: 1831 South Park (SOUTH DISTRICT)
[:
[:

| Type in Upper and |
| Lower Case Only |

Prior Council Reference: (If Any) [:

Ext. (Item No. xxx, C.C.P. xx/xx/xx):

Text (Type Single Space Below):

Pursuant to Chapter 254 of the City of Buffalo Ordinances, please be advised that I have examined the attached application for a Pawnbroker's License located at 1831 South Park and find that as to form it is correct. I have caused an investigation into the premises for which said application for a pawnbroker license is being sought and according to the attached reports from the Zoning Office, Fire Department and Building Inspector, I find it complies with all regulations and other applicable laws. I have caused an investigation by the Police Department into the moral character of Joel Graham. The attached hereto for Joel Graham d/b/a Liberty Gold & Silver. This request is submitted for your approval or whatever action you deem appropriate.

Type Department Head Name: JAMES COMERFORDType Title: COMMISSIONERSignature of Department Head:

JC:PS:rf

REFERRED TO THE COMMITTEE
ON LEGISLATION.

12



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: OFF. OF ZONING & USE

REFERRED TO:

APPLICATION FOR: LIBERTY GOLD & SILVER

LICENSE TYPE: PAWNBROKER

NEW LICENSE 2011

BUSINESS ADDRESS: 1831 SOUTH PARK
BUSINESS PHONE: (716) 821-7965
COUNCIL DISTRICT: SO
POLICE DISTRICT: 15
APPLICANT NAME: JOEL GRAHAM
APPL. PHONE: (716) 239-1969
APPLICATION NUMBER: 560062
REFERRAL DATE:

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-24-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS: AS/px Lin 301 insp DeGennaro

INSPECTOR [Signature] RM# 304 EXT 5404

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: FIRE PREVENTION

REFERRED TO:

APPLICATION FOR: LIBERTY GOLD & SILVER

LICENSE TYPE: PAWNBROKER

NEW LICENSE 2011

BUSINESS ADDRESS: 1831 SOUTH PARK
BUSINESS PHONE: (716) 821-7965
COUNCIL DISTRICT: SO
POLICE DISTRICT: 15
APPLICANT NAME: JOEL GRAHAM
APPL. PHONE: (716) 239-1969
APPLICATION NUMBER: 560062
REFERRAL DATE:

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-16-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

INSPECTOR St. An. Reple RM# EXT

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: HOUSING PROPERTY INS

REFERRED TO:

APPLICATION FOR: LIBERTY GOLD & SILVER

LICENSE TYPE: PAWNBROKER

NEW LICENSE 2011

BUSINESS ADDRESS: 1831 SOUTH PARK
BUSINESS PHONE: (716) 821-7965
COUNCIL DISTRICT: SO
POLICE DISTRICT: 15
APPLICANT NAME: JOEL GRAHAM
APPL. PHONE: (716) 239-1969
APPLICATION NUMBER: 560062
REFERRAL DATE:

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-24-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS: ending finally on Final Walk-Through

INSPECTOR

[Signature] RM# 304 EXT 5467

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: POLICE

REFERRED TO: COMMISSIONER OF POLICE

APPLICATION FOR: LIBERTY GOLD & SILVER

LICENSE TYPE: PAWNBROKER *OSS* NEW LICENSE 2011
BUSINESS ADDRESS: 1831 SOUTH PARK
BUSINESS PHONE: (716) 821-7965
COUNCIL DISTRICT: SO
POLICE DISTRICT: 15
APPLICANT NAME: JOEL GRAHAM
APPL. PHONE: (716) 239-1969
APPLICATION NUMBER: 560062
REFERRAL DATE:

REMARKS:

DISAPPROVAL REASON: PLEASE SUBMIT A POLICE BACKGROUND CHECK WITHIN 60 DAYS OF DATE
OF THIS LETTER FROM BUFFALO POLICE

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-6-2010.

DISAPPROVED

DATE: _____

REMARKS: _____

DISTRICT CAPTAIN: CAPTAIN: Henry Baronski

APPROVED

DATE: 11-6-2010.

DISAPPROVED

DATE: _____

***REASON FOR DISAPPROVAL MUST BE STATED BELOW ***

REMARKS: _____

COMM. OF POLICE: Charles Tomaszewski

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL TO THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt

BUFFALO POLICE
DEPARTMENT

APPLICATION RELEASE FORM

TO BE MAILED TO:

2010 OCT 25 PM 2:09

Buffalo Police Department
Identification Section
74 Franklin Street
Buffalo, New York 14202

#57853

There is a \$10.00 fee to process this data. By mail, payment **MUST** be made by money order. **DO NOT** send cash through the mail. In person, payment can be made by money order or cash. Checks are not accepted. Make money order payable to the Buffalo Police Department.

Be sure to include a stamped, self-addressed envelope so that this information can be mailed to you. Complete all the information listed below and have your identification and signature verified by a Notary Public (or) Commissioner of Deeds, as listed on the bottom of this application. Without total compliance to these instructions, you **WILL NOT** receive the requested information.

ALL SIGNATURES MUST BE ORIGINAL

NAME OF APPLICANT: Joel Graham /MAIDEN NAME _____
SEX MALE RACE WHITE
CURRENT ADDRESS: 1835 South Park Ave.
DATE OF BIRTH: 10/25/10
SOCIAL SECURITY #: [REDACTED]
REASON FOR REQUEST Birth Certificate License

X SIGNATURE OF APPLICANT [Signature]X DATE 10/25/10

STATE OF NEW YORK)
COUNTY OF ERIE) SS.
CITY OF BUFFALO)

On the 25th day of October, 2010, before me personally appeared

Joel M. Graham, to me known to be the same person described in, and who executed the foregoing instrument and acknowledged the execution thereof.

Regie B. Manda Comm. exp 12/31/10
Notary Public / Commissioner of Deeds

***** TO BE COMPLETED BY IDENTIFICATION SECTION PERSONNEL *****

☐ RECORD ATTACHED☒ NO RECORD ON FILE

VERIFIED BY: Regie B. Manda
DATE VERIFIED 10/25/2010

NOTE: USE OF THIS INFORMATION IS NOT BASED ON FINGERPRINT IDENTIFICATION. DO NOT RETAIN AFTER 60 DAYS FROM DATE VERIFIED. NOT VALID UNTIL STAMPED.



Byron W. Brown
Mayor

CITY OF BUFFALO
Department of Permit & Inspection Services
Office of Licenses



James Comerford
Commissioner

SECOND HAND DEALER LICENSE

License Number
552154

JOEL GRAHAM
LIBERTY GOLD & SILVER
1831 SOUTH PARK BUFFALO, NY 14220

To either wholly or in part, engage in or operate the trade or business of buying, selling, trading, bartering or exchanging secondhand personal property, including household goods and appliances, gold, silver and other precious metals, any tools, fixtures, electrical devices and bric-a-brac in accordance with Sections 1 thru 23, Chapter 254.

Fee: \$104.00

Date Issued: 10/14/2010

Date Expires: 7/1/2011

Director of Permit & Inspection Services

License holder is responsible for renewal of license within 30 days of expiration date.

THIS LICENSE IS NON-TRANSFERRABLE



RLI Insurance Company
P.O. Box 3967 Peoria IL 61612-3967
Phone: (309)692-1000 Fax: (309)683-1610

Third Party Bond

Bond No. LSM0238351

KNOW ALL MEN BY THESE PRESENTS:

That we, Joel Graham DBA Liberty Gold & Silver
1831 S Park Ave Buffalo, NY 14220 as Principal,
and RLI Insurance Company, an Illinois corporation, a
company approved by the Superintendent of Insurance of New York State as to solvency and responsibility and authorized to transact
business in New York State, as Surety, are held and firmly bound unto the City of New York, as obligee, or to any aggrieved person
who may be injured by the Principal as hereinafter provided in the penal sum of Ten Thousand and 00/100 Dollars (\$ 10,000.00)
lawful money of the United States of America; for which payment, well and truly to be made, we bind ourselves, our heirs, executors,
administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, Sealed and Dated this 8th day of October, 2010.

WHEREAS, the Principal has applied to the Department of Consumer Affairs of the City of New York for a license to engage in and
carry on the business and occupation of Pawnbroker

NOW, THEREFORE, the condition of the above obligation is such, that if the above bounden Principal shall well and truly comply with
the terms, covenants and conditions of said license and any renewals thereof and shall well and truly carry on said business and in
pursuance thereof shall in all things obey and conform to the laws of the State of New York, or local laws of the City of New York,
resolutions of the City Council of the said City of New York and the regulations of the Department of Consumer Affairs now in force or
which may hereafter be adopted relating to said business in the said City, and shall indemnify and save harmless the Obligee or any
aggrieved person from all loss and damage that they shall suffer by reason of said Principal's failure to comply with said laws,
resolutions and regulations, then this obligation shall be null and void, otherwise to remain in full force and effect.

It is agreed that this bond becomes effective on the date hereof and will continue in force until terminated as hereinafter provided.
It is further agreed that the indemnity provided hereunder shall be the penal sum of this bond for every license year or part thereof
during which it shall continue in force; provided, however, that the aggregate liability of Surety as to any one license year or part thereof
shall not exceed the said penal sum.

This bond may be terminated by written notice given by the Surety or Principal to each other and to the Commissioner of
Consumer Affairs for the City of New York by registered mail at least sixty days prior to the termination date specified in such notice
and upon giving such notice, the Surety shall be discharged from all liability under this bond for any act or omission of the Principal
occurring after such termination date.

Any person aggrieved by the Principal's breach of the conditions of this bond may proceed against the Principal or Surety herein,
or both, to recover damages. Successive actions may be brought against this bond for successive breaches of its conditions; provided,
however, that the liability of the Surety for one or more breaches of the conditions of this bond shall not exceed in the aggregate the
penal sum hereof for any license year or part of license year in which this bond terminates.

The definite expiration date of this bond is October 8, 2011.

ORSC 11528 (8-90)

APPROVED
AS TO FORM ONLY

Corporation Counsel

Joel Graham DBA Liberty Gold & Silver

Joel Graham
Principal

RLI Insurance Company

By Roy C. Die
Vice President



APPROVED
COMPTROLLER

COMPTROLLER OF THE CITY OF NEW YORK
BY R. Bane 11/12/10

R3116407-10,60



RLI Insurance Company
P.O. Box 3967 Peoria IL 61612-3967
Phone: (309)692-1000 Fax: (309)683-1610

POWER OF ATTORNEY

RLI Insurance Company

Bond No. LSM0238351

Know All Men by These Presents:

That the RLI Insurance Company, a corporation organized and existing under the laws of the State of Illinois, and authorized and licensed to do business in all states and the District of Columbia does hereby make, constitute and appoint: Roy C. Die in the City of Peoria, State of Illinois, as Vice President, with full power and authority hereby conferred upon him/her to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds, undertakings, and recognizances in an amount not to exceed Two Hundred Fifty Thousand and 00/100 Dollars (\$ 250,000.00) for any single obligation, and specifically for the following described bond.

Principal: Joel Graham DBA Liberty Gold & Silver

Obligee: Department of Consumer Affairs of the City of New York

Type Bond: Pawnbroker

Bond Amount: \$ 10,000.00

Effective Date: October 8, 2010

The RLI Insurance Company further certifies that the following is a true and exact copy of a Resolution adopted by the Board of Directors of RLI Insurance Company, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the RLI Insurance Company has caused these presents to be executed by its Vice President with its corporate seal affixed this 8th day of October, 2010.

ATTEST:

Cynthia S. Dohm
Cynthia S. Dohm

Assistant Secretary



RLI Insurance Company

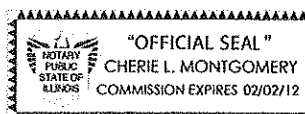
Roy C. Die

Vice President

On this 8th day of October, 2010 before me, a Notary Public, personally appeared Roy C. Die and Cynthia S. Dohm, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said RLI Insurance Company, and acknowledged said instrument to be the voluntary act and deed of said corporation.

Cherie L. Montgomery
Cherie L. Montgomery

Notary Public





RLI Insurance Company
P.O. Box 3967 Peoria IL 61612-3967
Phone: (309)692-1000 Fax: (309)683-1610

Acknowledgment of Surety

STATE OF Illinois
COUNTY OF Peoria } ss.

On this 8th day of October, 2010, before me, a Notary Public in and for said County, personally appeared Roy C. Die, personally known to me, who being by me duly sworn did say that he/she is the aforesaid Vice President of the RLI Insurance Company of Peoria, Illinois, a corporation duly organized and existing under the laws of the State of Illinois, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that the said instrument was signed, sealed and executed in behalf of said corporation by authority of its Board of Directors, and further acknowledge that the said instrument and the execution thereof to be a voluntary act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed by official seal the day and year last above written.

My Commission Expires:

2/2/2012



Cherie L. Montgomery
Cherie L. Montgomery Notary Public

67

Individual Acknowledgment

State of New York

County of _____

On the 8th day of October, 2010, before me personally appeared

Joel Graham DBA Liberty Gold & Silver

to me known and known to me to be the person described in and who executed the foregoing instrument and he/she thereupon acknowledged to me that he/she executed the same.

L ANN SPEAR
Notary Public - State of New York
No. 01SP5029238
Qualified in Erie County
My Commission Expires June 13, 2014

L. Ann Spear

Notary Public

Partnership Acknowledgment

State of _____

County of _____

On the _____ day of _____, _____, before me personally appeared

_____ to me known and known to me to be one of the firm of

described in and who executed the foregoing instrument and he/she thereupon acknowledged to me that he/she executed the same as and for the act and deed of said firm.

Notary Public

Corporate Acknowledgment

State of _____

County of _____

On the _____ day of _____, _____, before me personally appeared

_____ to me known, who being by me duly sworn, did depose and say that he/she is the _____ of the

_____, the corporation described in and which executed the foregoing instrument; that he/she knows the seal of said corporation; that the seal affix to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation; and that he/she signed his/her name thereto by like order.

Notary Public



RLI Insurance Company
P.O. Box 3967 Peoria IL 61612-3967
Phone: (309)692-1000 Fax: (309)683-1610

RLI Insurance Company

December 31, 2009

Admitted Assets

Investments:	
Fixed maturities	\$ 555,772,021
Equity securities	742,288,610
Short-term investments	53,365,475
Real estate	8,270,110
Cash on hand and on deposit	1,362,488
Other invested assets	1,000,000
Receivables for securities	0
Agents' balances	45,043,314
Investment income due and accrued	6,497,019
Funds held	4,000
Reinsurance recoverable on paid losses	4,862,173
Federal income taxes receivable	0
Net deferred tax asset	6,055,029
Electronic data processing equipment, net of depreciation	373,439
Receivable from affiliates	0
Other admitted assets	1,917,353
Total Admitted Assets	\$ 1,426,811,031

Liabilities and Surplus

Liabilities:	
Reserve for unpaid losses and loss adjustment expenses	\$ 373,351,197
Unearned premiums	153,088,592
Accrued expenses	43,588,664
Funds held	779,814
Advance premiums	3,922,921
Amounts withheld	47,344,613
Ceded reinsurance premium payable	9,831,655
Payable for securities	0
Statutory penalties	883,400
Current federal & foreign income taxes	3,512,672
Federal income tax payable	0
Borrowed money and accrued interest	0
Drafts outstanding	0
Payable to affiliate	5,763,640
Other liabilities	573,015
Total Liabilities	\$ 642,650,183
Surplus:	
Common stock	\$ 10,000,375
Additional paid-in capital	242,451,084
Unassigned surplus	531,709,389
Total Surplus	\$ 784,160,848
Total Liabilities and Surplus	\$ 1,426,811,031

State of Illinois }

County of Peoria }

The undersigned, being duly sworn, says: That he is the President of **RLI Insurance Company**; that said Company is a corporation duly organized, in the State of Illinois, and licensed and engaged in business in the State of New York and has duly complied with all the requirements of the laws of said State applicable of said Company and is duly qualified to act as Surety under such laws; that said Company has also complied with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6U.S.C sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said Company on the 31st day of December 2009.

Attest:



{ Corporate
Seal
Affixed }

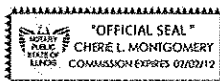
Roy C. Die

Vice President

Cynthia S. Dohm

Assistant Secretary

Sworn to before me this 4th day of March, 2010.



{ Notarial
Seal
Affixed }

Cherie L. Montgomery
Cherie L. Montgomery
Notary Public, State of Illinois

M0058310

Liberty Gold + Silver
1831 South Park
Buffalo NY 14220

69

\$10-40 loan - 20% service charge

\$45-500 loan - 10% service charge

\$510+ loan 5% service charge

4% interest per month

per NYS Law

Service charge one time
only per loan

All loans held 10 days
past due date

851-4952

tel - 851-4951

OFFICE OF LICENSES
313 CITY HALL
BUFFALO, NEW YORK 14202
851-4078

70

APPLICATION MUST BE COMPLETED IN FULL
PHOTO ID REQUIRED AT TIME OF APPLICATION
NO EXCEPTIONS

PAWNBROKER'S LICENSE APPLICATION
(\$400.00 ANNUAL LICENSE FEE)

Date 10/13/10 20 10

APPLICANT NAME Joel Graham APPLICANT HOME PHONE # (716) 239-1969
APPLICANT ADDRESS 1835 South Park Ave Buffalo NY 14220
(NO., STREET) (CITY, TOWN, OR VILLAGE) (STATE) (ZIP)
CO-APPLICANT NAME _____ CO-APPLICANT HOME PHONE # _____
CO-APPLICANT ADDRESS _____
(NO., STREET) (CITY, TOWN OR VILLAGE) (STATE) (ZIP)
CORPORATION NAME Liberty Gold + Silver DATE INCORPORATED 9/17/2007
BUSINESS NAME Liberty Gold + Music DATE OF BUSINESS CERTIFICATION 9/17/2007
BUSINESS ADDRESS 1831 South Park Ave. Buffalo NY 14220
(NO., STREET) (CITY, TOWN OR VILLAGE) (STATE) (ZIP)
MAILING ADDRESS (if different than business address) _____
(NO., STREET) (CITY, TOWN OR VILLAGE) (STATE) (ZIP)
BUSINESS PHONE 821-7965 FAX# _____
STATE TAX ID NUMBER 26-1451584 SOCIAL SECURITY # [REDACTED]

***MUST ATTACH PROPOSED RATE SCHEDULE TO BE CHARGED

Joel Graham
Applicant Signature

Subscribed and sworn to before me this 13th

day of October, 2010

Ng Amey
Commissioner of Deeds in and for the
City of Buffalo, New York

NON REFUNDABLE APPLICATION FEE

560062

Att 535233

To: The Common Council:

Date: November 19, 2010

From: Department of Economic Development, Permit & Inspection ServicesDivision: Office of LicensesSubject: [: **Second Hand Dealer**
[: **1446 Hertel (Delaware)**| Type in Upper and |
| Lower Case Only |[:
[:

Prior Council Reference: (If Any) [:

Ext. (Item No. xxx, C.C.P. xx/xx/xx):

Text (Type Single Space Below):

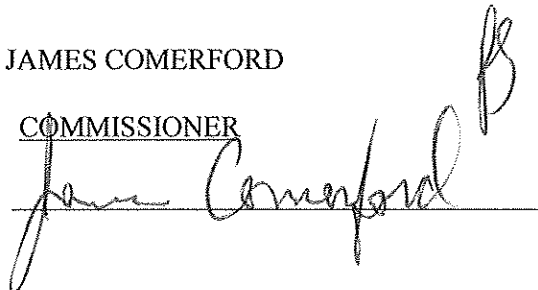
Pursuant to Chapter 254 of the City of Buffalo Ordinances please be advised that I have examined the attached application for a **Second Hand Dealer License** located at **1446 Hertel** and find that as to form is correct. I have caused an investigation into the premises for which said application for a second hand dealer license is being sought and according to the attached reports from the Zoning Office, Fire Department and Building Inspections. I find it complies with all regulations and other applicable laws. I have caused an investigation by the Police Department into the moral character of Stacey Moscato. The attached thereto for Stacey Moscato d/b/a/Peek-A-Boo Baby Boutique Inc. This request is submitted for your approval or whatever action you deem appropriate.

Type Department Head Name: JAMES COMERFORD

Type Title: COMMISSIONER

Signature of Department Head:

JC:PS:jd

A handwritten signature in dark ink, appearing to read "James Comerford", is written over a horizontal line. To the right of the signature is a large, stylized handwritten letter "B".


13

Interdepartmental Memo

Date: November 19, 2010
To: James Comerford, Commissioner
From: Patrick Sole Jr., Director of Permits & Inspection Services
RE: Common Council Communication **Second Hand Dealer** at 1446 Hertel

Per City of Buffalo Ordinance Chapter 254, the following is a check list of requirements for **Second Hand Dealer License** application to the Common Council:

- ☒ Zoning Office
- ☒ Fire Prevention
- ☒ Building Inspection
- ☒ Police Department
- ☐ Police Record Check
- ☐ Application



Director Permit & Inspection Services



Date



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: FIRE PREVENTION

REFERRED TO: LT. POCZKALSKI

APPLICATION FOR: PEEK-A-BOO BABY BOUTIQUE INC

LICENSE TYPE: SECOND HAND DEALER

NEW LICENSE 2011

BUSINESS ADDRESS: 1446 HERTEL

BUSINESS PHONE: (716) 833-4084

COUNCIL DISTRICT:

POLICE DISTRICT:

APPLICANT NAME: STACEY MOSCATO

APPL. PHONE: (716) 570-9287

APPLICATION NUMBER: 560308

REFERRAL DATE: 11/15/2010

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-17-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

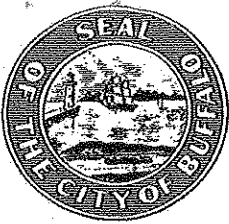
INSPECTOR

Lt. Mr. Poczkal

RM#

EXT

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: HOUSING PROPERTY INS

REFERRED TO: KEVIN FITZGERALD

APPLICATION FOR: PEEK-A-BOO BABY BOUTIQUE INC

LICENSE TYPE: SECOND HAND DEALER

NEW LICENSE 2011

BUSINESS ADDRESS: 1446 HERTEL

BUSINESS PHONE: (716) 833-4084

COUNCIL DISTRICT:

POLICE DISTRICT:

APPLICANT NAME: STACEY MOSCATO

APPL. PHONE: (716) 570-9287

APPLICATION NUMBER: 560308

REFERRAL DATE: 11/15/2010

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-16-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

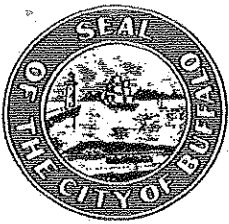
INSPECTOR

RM#

EXT

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: OFF. OF ZONING & USE

REFERRED TO: KEVIN FITZGERALD

APPLICATION FOR: PEEK-A-BOO BABY BOUTIQUE INC

LICENSE TYPE: SECOND HAND DEALER

NEW LICENSE 2011

BUSINESS ADDRESS: 1446 HERTEL

BUSINESS PHONE: (716) 833-4084

COUNCIL DISTRICT:

POLICE DISTRICT:

APPLICANT NAME: STACEY MOSCATO

APPL. PHONE: (716) 570-9287

APPLICATION NUMBER: 560308

REFERRAL DATE: 11/15/2010

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-16-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

INSPECTOR

RM#

EXT

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: POLICE

REFERRED TO: COMMISSIONER OF POLICE

APPLICATION FOR: PEEK-A-BOO BABY BOUTIQUE INC

LICENSE TYPE: SECOND HAND DEALER

NEW LICENSE 2011

BUSINESS ADDRESS: 1446 HERTEL
BUSINESS PHONE: (716) 833-4084

COUNCIL DISTRICT:

POLICE DISTRICT:

APPLICANT NAME: STACEY MOSCATO

APPL. PHONE: (716) 570-9287 cell

APPLICATION NUMBER: 560308

REFERRAL DATE: 11/15/2010

REMARKS:

DISAPPROVAL REASON:

320
CD #10-~~319~~-0364

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE:

11-16-10

CPO. BILLINGS

DISAPPROVED

DATE:

REMARKS:

DISTRICT CAPTAIN:

[Signature]

APPROVED

DATE:

11-16-10

DISAPPROVED

DATE:

***REASON FOR DISAPPROVAL MUST BE STATED BELOW ***

REMARKS:

COMM. OF POLICE:

Charles Tomaszewski

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL TO THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt

APPLICATION RELEASE FORM

BUFFALO POLICE
DEPARTMENT

49

TO BE MAILED TO:

2010 NOV 16 PM 12:29

Buffalo Police Department
Identification Section
74 Franklin Street
Buffalo, New York 14202

There is a \$10.00 fee to process this data. By mail, payment **MUST** be made by money order. **DO NOT** send cash through the mail. In person, payment can be made by money order or cash. Checks are not accepted. Make money order payable to the Buffalo Police Department.

Be sure to include a stamped, self-addressed envelope so that this information can be mailed to you. Complete all the information listed below and have your identification and signature verified by a Notary Public (or) Commissioner of Deeds, as listed on the bottom of this application. Without total compliance to these instructions, you **WILL NOT** receive the requested information.

ALL SIGNATURES MUST BE ORIGINAL

NAME OF APPLICANT: Stacey Lynn Moscato MAIDEN NAME _____
SEX Female RACE white
CURRENT ADDRESS: 319 Bedford Ave Buffalo NY 14216
DATE OF BIRTH: [REDACTED]
SOCIAL SECURITY #: [REDACTED]
REASON FOR REQUEST Second hand dealer License

SIGNATURE OF APPLICANT [Signature]DATE 11-15-2010

ELIZABETH M. SAGE

NOTARY PUBLIC-STATE OF NEW YORK

No. 01SA6215426

Qualified in Erie County

My Commission Expires December 28, 2013

STATE OF NEW YORK)
COUNTY OF ERIE) SS.
CITY OF BUFFALO)

On the 15th day of November, 2010, before me personally appeared

Stacey L Moscato, to me known to be the same person described in, and who executed the foregoing instrument and acknowledged the execution thereof.

[Signature]
Notary Public / Commissioner of Deeds

***** TO BE COMPLETED BY IDENTIFICATION SECTION PERSONNEL *****

☐ RECORD ATTACHED

☒ NO RECORD ON FILE

VERIFIED BY: [Signature]DATE VERIFIED 11/16/10

NOTE: USE OF THIS INFORMATION IS NOT BASED ON FINGERPRINT IDENTIFICATION. DO NOT RETAIN AFTER 60 DAYS FROM DATE VERIFIED. NOT VALID UNTIL STAMPED.



CITY OF BUFFALO

65 Niagara Sq. City Hall Room 301 Buffalo, NY 14202
Phone (715) 851-4078 Fax (716) 851-4952

All information on this form is public record

80
L# 560308

BUSINESS LICENSE APPLICATION

<input type="checkbox"/> Used Car Dealer	fee \$262.50	<input type="checkbox"/> Tire Handler I	fee \$118.00	Tire Storage Information Inside Storage <input type="checkbox"/> yes <input type="checkbox"/> no Outside Storage <input type="checkbox"/> yes <input type="checkbox"/> no	
<input checked="" type="checkbox"/> Second Hand Dealer	\$118.00	<input type="checkbox"/> Tire Handler II	\$262.50		
<input type="checkbox"/> Scrap Processor	\$ 78.75	over 1000 tires; Include NYS Environmental Conservation Law Part 360; Storage plan and General Liability Insurance at least \$50,000 both for personal injury and property damage, must contain 10 day cancellation clause with the certificate holder as City of Buffalo, Office of Licenses Room 301, Buffalo NY 14202		<input type="checkbox"/> Flee Market	fee
<input type="checkbox"/> Wholesale Junk Dealer	\$262.50			1-10 tables	\$ 78.75
				11-25 tables	\$155.00
				+26 tables	\$210.00

Corporation Name Peek-A-Boo Baby Boutique Inc. Business Phone (716) 833-4084
Business Name (dba) Peek-A-Boo Baby Boutique Business Fax () _____
Business Address (no PO Box) 1446 Hertel Ave Buffalo NY 14216
Mailing Address (if different) _____
NYS Tax ID # 800611817 Business Website peekaboobabyboutique.com E-Mail peekaboobabyboutique@gmail.com
Owner(s)/ Principal Partners
Applicant (last, first) Moscato, Stacey Home Phone (716) 570-9287
Home Address: (PO Box not acceptable) 319 Bedford Ave Buffalo NY 14216
Date of birth [REDACTED] Place of Birth Buffalo, NY
Co-Applicant (last, first) _____ Home Phone _____
Home Address: (PO Box not acceptable) _____
Date of birth _____ Place of Birth _____

Describe your specific business activity in detail. Children's retail/consignment store selling products such as clothing, shoes, accessories, highchairs, swings, and strollers.

Subscribed and sworn to before me
this 15 day of Nov, 20 10

[Signature]
Commissioner of Deeds in and for the
City of Buffalo, New York

I am aware of the obligation to provide timely notice of any change in required information, and I have informed all owners, managers, or other principals of their criminal and/or civic responsibility for the timely fulfillment of restrictions and conditions to the license or timely abatement of any nuisance activity at or associated with the business.

As an authorized agent of the entity identified above, I certify the information on this form is true, correct, complete and current to the best of my knowledge and belief.

Print Name Stacey Moscato

Signature [Signature]

Date 11-15-2010

81

Mr. Fontana moved:

That the above communication from the Department of Economic Development Permit and Inspection Services dated November 19, 2010, be received and filed; and

That pursuant to Chapter 254 of the City Code, the Commissioner of Economic Development Permit and Inspection Services be, and he hereby is authorized to grant a Second Hand Dealer License to Stacey Moscato d/b/a Peek-A-Boo Baby Boutique, Inc. located at 1446 Hertel Avenue.

Passed.

88

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*
	*	*	*	*
	*	9	0	*
	*	*	*	*
	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

To: The Common Council:

Date: November 19, 2010

From: Department of Economic Development, Permit & Inspection ServicesDivision: Office of LicensesSubject: [: Second Hand Dealer
[: 729 Sycamore (Fillmore)| Type in Upper and |
| Lower Case Only |[:
[:Prior Council Reference: (If Any) [:
Ext. (Item No. xxx, C.C.P. xx/xx/xx):

Text (Type Single Space Below):

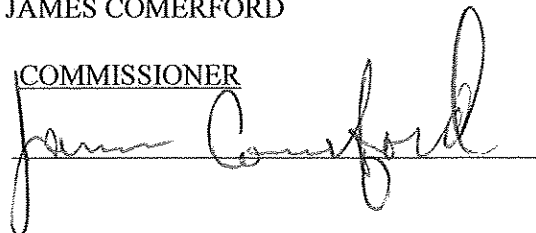
Pursuant to Chapter 254 of the City of Buffalo Ordinances please be advised that I have examined the attached application for a **Second Hand Dealer License** located at **729 Sycamore** and find that as to form is correct. I have caused an investigation into the premises for which said application for a second hand dealer license is being sought and according to the attached reports from the Zoning Office, Fire Department and Building Inspections. I find it complies with all regulations and other applicable laws. I have caused an investigation by the Police Department into the moral character of Abdul Fahah Majid. The attached thereto for Abdul Fahah Majid d/b/a/Lucky Market II. This request is submitted for your approval or whatever action you deem appropriate.

REFERRED TO THE COMMITTEE
ON LEGISLATION.

Type Department Head Name: JAMES COMERFORD

Type Title: COMMISSIONER

Signature of Department Head:



JC:PS:jd

14


Interdepartmental Memo

Date: November 19, 2010
To: James Comerford, Commissioner
From: Patrick Sole Jr., Director of Permits & Inspection Services
RE: Common Council Communication **Second Hand Dealer** at 729 Sycamore

Per City of Buffalo Ordinance Chapter 254, the following is a check list of requirements for **Second Hand Dealer License** application to the Common Council:

- ☒ Zoning Office
- ☒ Fire Prevention
- ☒ Building Inspection
- ☒ Police Department
- ☒ Police Record Check
- ☒ Application


Director Permit & Inspection Services


Date



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: FIRE PREVENTION

REFERRED TO: LT. POCZKALSKI

APPLICATION FOR: LUCKY MARKET II

LICENSE TYPE: SECOND HAND DEALER

NEW LICENSE 2011

BUSINESS ADDRESS: 729 SYCAMORE
BUSINESS PHONE: 892-6077
COUNCIL DISTRICT: FI
POLICE DISTRICT: 08
APPLICANT NAME: ABDUL FAHAH MAJID
APPL. PHONE: -
APPLICATION NUMBER: 559341
REFERRAL DATE: 08/04/2010

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 10-26-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

INSPECTOR

RM#

EXT

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: POLICE

REFERRED TO: COMMISSIONER OF POLICE

APPLICATION FOR: LUCKY MARKET II

LICENSE TYPE: SECOND HAND DEALER 075 NEW LICENSE 2011
BUSINESS ADDRESS: 729 SYCAMORE
BUSINESS PHONE: 892-6077
COUNCIL DISTRICT: FI
POLICE DISTRICT: 08
APPLICANT NAME: ABDUL FAHAH MAJID
APPL. PHONE: -
APPLICATION NUMBER: 559341
REFERRAL DATE: 08/04/2010

REMARKS:

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 8/18/10, [Signature]

DISAPPROVED

DATE: _____

REMARKS: _____

DISTRICT CAPTAIN: [Signature] W. D. CURTIS

APPROVED

DATE: _____

DISAPPROVED

DATE: _____

***REASON FOR DISAPPROVAL MUST BE STATED BELOW ***

REMARKS: _____

COMM. OF POLICE: [Signature]

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL TO THE OFFICE OF LICENSES. THANK YOU.

AppSlip2.rpt

APPLICATION RELEASE FORM

Buffalo Police Department

TO BE MAILED TO:

Buffalo Police Department
 Identification Section
 74 Franklin Street
 Buffalo, New York 14202

2010 JUL 27 PM 12:56

There is a \$10.00 fee to process this data. By mail, payment **MUST** be made by money order. **DO NOT** send cash through the mail. In person, payment can be made by money order or cash. Checks are not accepted. Make money order payable to the Buffalo Police Department.

Be sure to include a stamped, self-addressed envelope so that this information can be mailed to you. Complete all the information listed below and have your identification and signature verified by a Notary Public (or) Commissioner of Deeds, as listed on the bottom of this application. Without total compliance to these instructions, you **WILL NOT** receive the requested information.

ALL SIGNATURES MUST BE ORIGINAL

NAME OF APPLICANT: Abdul Majid /MAIDEN NAME Fattah
 SEX M RACE Arabic
 CURRENT ADDRESS: 324 W Ferry
 DATE OF BIRTH: [REDACTED]
 SOCIAL SECURITY #: [REDACTED]
 REASON FOR REQUEST second Hand Dealer

SIGNATURE OF APPLICANT [Signature]

DATE _____

STATE OF NEW YORK)
 COUNTY OF ERIE) SS.
 CITY OF BUFFALO)

On the 27 day of July, 2010, before me personally appeared

Abdul Majid, to me known to be the same person described in, and who executed the foregoing instrument and acknowledged the execution thereof.

[Signature] 9-30-13
 Notary Public / Commissioner of Deeds

***** TO BE COMPLETED BY IDENTIFICATION SECTION PERSONNEL *****



RECORD ATTACHED



NO RECORD ON FILE

VERIFIED BY: M. KovacicDATE VERIFIED 7-27-10

NOTE: USE OF THIS INFORMATION IS NOT BASED ON FINGERPRINT IDENTIFICATION. DO NOT RETAIN AFTER 60 DAYS FROM DATE VERIFIED. NOT VALID UNTIL STAMPED.

89
CERTIFICATE OF CONVICTION OR DISCHARGE

**SUPERIOR COURT
ERIE COUNTY
BUFFALO, NEW YORK**

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

ABDUL MAJID
DOB: [REDACTED]
DATE OF ARREST: 06/23/1993

INDICTMENT NO. 1993-1896

SCI NO. 10068

ADA: P. COSGROVE

DC: J. LUHR

CR: C. SCROGER

The above named defendant having been brought before the Honorable MARIO J. ROSSETTI, JSC

A JUDGE/JUSTICE of the SUPREME Court of Erie County, charged with: ASSUALT IN THE SECOND (2ND) DEGREE, PL 120.05-2.

And the above defendant having:

Entered a plea of guilty on DECEMBER 17, 1993

Been convicted after trial on -----

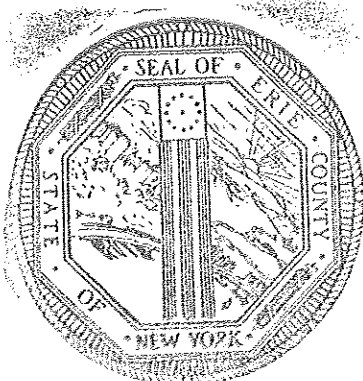
Been acquitted after trial on -----

To a charge of ASSUALT IN THE THIRD (3RD) DEGREE, PL 120.00-1, "A" MISDEMEANOR.

And sentenced on FEBRUARY 25, 1994 TO A CONDITIONAL DISCHARGE OF ONE (1) YEAR, PAY VICTIMS HOSPITAL BILLS AND A MANDATORY SURCHARGE/CVAF \$85.00/\$5.00 IMPOSED.

Charges dismissed and sealed per 160.50 CPL on -----

NO BILLED by the Grand Jury on -----



Dated at Buffalo, the day of AUG 02 2010

Kathleen C. Hochul

Kathleen C. Hochul
Erie County Clerk



10-25-10

CITY OF BUFFALO
OFFICE OF LICENSES301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: HOUSING PROPERTY INS

REFERRED TO: VINNIE FERRARACCIO

APPLICATION FOR: LUCKY MARKET II

LICENSE TYPE: SECOND HAND DEALER NEW LICENSE 2011
BUSINESS ADDRESS: 729 SYCAMORE
BUSINESS PHONE: 892-6077
COUNCIL DISTRICT: FI
POLICE DISTRICT: 08
APPLICANT NAME: ABDUL FAHAH MAJID
APPL. PHONE: -
APPLICATION NUMBER: 559341
REFERRAL DATE: 08/04/2010

REMARKS: 2nd request

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-9-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

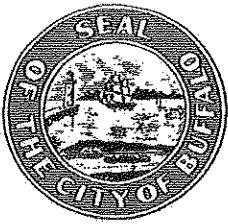
INSPECTOR

RM#

EXT

S407

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
OFFICE OF LICENSES

301 CITY HALL
BUFFALO, NEW YORK 14202

INSPECTION/APPROVAL REQUEST

AGENCY / DEPARTMENT: OFF. OF ZONING & USE

REFERRED TO: VINNIE FERRARACCIO

APPLICATION FOR: LUCKY MARKET II

LICENSE TYPE: SECOND HAND DEALER NEW LICENSE 2011
BUSINESS ADDRESS: 729 SYCAMORE
BUSINESS PHONE: 892-6077
COUNCIL DISTRICT: FI
POLICE DISTRICT: 08
APPLICANT NAME: ABDUL FAHAH MAJID
APPL. PHONE: -
APPLICATION NUMBER: 559341
REFERRAL DATE: 08/04/2010

REMARKS: 2nd request

DISAPPROVAL REASON:

(TO BE COMPLETED BY AGENCY/DEPARTMENT REFERRED TO)

APPROVED

DATE: 11-9-10

DISAPPROVED

DATE:

DISAPPROVAL
CALL BACK

DATE:

REASON FOR DISAPPROVAL MUST BE STATED BELOW

REMARKS:

INSPECTOR [Signature] RM# 304 EXT 5407

AFTER INSPECTION PLEASE COMPLETE AND RETURN THIS
REFERRAL OF THE OFFICE OF LICENSES. THANK YOU.



CITY OF BUFFALO
DEPARTMENT OF ECONOMIC DEVELOPMENT,
PERMIT & INSPECTION SERVICES



OFFICE OF LICENSES

BYRON W. BROWN
Mayor

APPLICATION MUST BE COMPLETED IN FULL
PHOTO ID REQUIRED AT TIME OF APPLICATION
NO EXCEPTIONS

JAMES COMERFORD, Jr.
Deputy Commissioner

AUG 2 2010

(PLEASE CHECK LICENSE CATEGORY(S) APPLYING FOR)

Date AUG 02 2010 MARCH 1 20 10

559341
Catharina

____ USED CAR DEALER \$262.50 ☒ SECOND HAND DEALER \$118.00 ____ SCRAP PROCESSOR \$78.75
____ FLEA MARKET (NO. OF VENDORS ____) 1-10 Tables \$78.75 11-25 Tables \$105.00 26+ tables \$210.00
____ GARAGE SALE \$10.50 a day ____ WHOLESALE JUNK (JUNK YARD) \$262.50

APPLICANT NAME ABDUL FATTAH MAJID PHONE NO. (716) 578-7987

HOME ADDRESS 324 W Ferry St buffalo NY 14223
(NO., STREET) (CITY, TOWN, OR VILLAGE) (STATE) (ZIP)

APPLICANT D/O/B [REDACTED] PLACE OF BIRTH YEMEN US CITIZENS ☒ (YES) ____ (NO)

CO APPLICANT NAME _____ PHONE NO. _____

CO APPLICANT ADDRESS _____
(NO., STREET) (CITY, TOWN, OR VILLAGE) (STATE) (ZIP)

CORPORATION NAME _____ DATE INCORPORATED _____

BUSINESS NAME ABDUL FATTAH MAJID / LUCKY MARKET II PHONE NO. (716) 578-7987

BUSINESS ADDRESS 729 SYCAMORE ST BUFFALO NY 14212
(NO., STREET) (CITY, TOWN OR VILLAGE) (STATE) (ZIP)

STATE TAX ID NUMBER Y21534187

[Signature]
Applicant Signature

Subscribed and sworn to before me this 3
day of MARCH, 20 10

[Signature]
Commissioner of Deeds in and for the
City of Buffalo, New York

NON REFUNDABLE APPLICATION FEE

Nagi A. Awass
Notary Public
State of New York
County of Erie
My Commission Expires June 26, 2011

Office of Licenses
65 NIAGARA SQUARE / 313 CITY HALL
BUFFALO, NY 14202-3303
(716) 851-4078 / FAX: (716) 851-4972

93
Mr. Fontana moved:

That the above communication from the Department of Economic Development Permit and Inspection Services dated November 19, 2010, be received and filed; and

That pursuant to Chapter 254 of the City Code, the Commissioner of Economic Development Permit and Inspection Services be, and he hereby is authorized to grant a Second Hand Dealer License to Abdul Fahah Majid d/b/a Lucky Market II located at 729 Sycamore.

Passed.

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*
	*	*	*	*
	*	9	0	*
	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

95

FROM THE CITY CLERK

November 30, 2010

00019

96

No.

Liquor License Applications

Attached hereto are communications from persons applying for liquor licenses from the Erie County Alcohol Beverage Control Board.

Address	Business Name	Owner's Name
51 West Chippewa	51 West chippewa	TC MG Inc

RECEIVED AND FILED

November 30, 2010

15



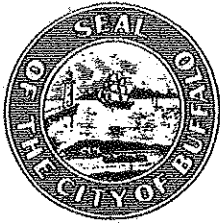
STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

Standardized **ALTERATION APPLICATION NOTICE FORM** for Providing a
30-Day Advance Notice to a **Local Municipality or Community Board**
in connection with the submission to the State Liquor Authority of the
Application for Permission to Make Alterations
for the Establishment Identified in this Notice

97

1.	Date the Original copy of this Notice was Mailed to the Local Municipality or Community Board:		2		0	
THIS 30-DAY ADVANCE NOTICE IS BEING MAILED TO THE CLERK OF THE FOLLOWING LOCAL MUNICIPALITY OR COMMUNITY BOARD:						
2.	Name of the Local Municipality or Community Board:		City of Buffalo			
3.	Street Address of Local Municipality or Community Board:		1308 City Hall			
4.	City, Town or Village:		Buffalo	NY	Zip Code: 14202	
5.	Telephone Number of Clerk of Local Municipality or Community Board:		7	1	6	- 8 5 1 - 5 4 3 1
APPLICANT INFORMATION						
6.	Applicant's Full Name as it Appears on the License Certificate:				License Serial No.	
T C M G, INC.				# 314 7466		
7.	Street Address of Premises		City, Town or Village-Zip Code	County	Telephone No.	
51 West Chippewa St.		Buffalo 14202	Eric	(716) 783-7212		
8.	Type(s) of Alcohol Currently Sold under the License: ("X" one)		<input type="checkbox"/> Beer Only <input type="checkbox"/> Wine and Beer Only <input checked="" type="checkbox"/> Liquor, Wine and Beer			
PROPOSED CHANGES/ALTERATIONS						
9.	Check One <input checked="" type="checkbox"/> Substantial Alteration: Any enlargement or contraction of a licensed premises. Any physical changes to the exterior, that involves the creation or relocation of any window or door, and any interior changes of physical structure. Any change in size or location of bar, or dining and kitchen facilities. or <input type="checkbox"/> Minor Alteration: One costing and valued at less than ten thousand dollars, which does not affect the material character or physical structure that existed at the time of licensing.					
10.	Where will the Alteration be confined to? <input checked="" type="checkbox"/> Interior <input type="checkbox"/> exterior <input type="checkbox"/> Interior and Exterior			If Interior, will the Occupancy change? Yes or No		
			NO			
11.	If Exterior, do you plan on utilizing outdoor areas? Yes or No		If Yes, which outdoor area? Check One <input type="checkbox"/> Rooftop <input type="checkbox"/> Patio or Deck <input type="checkbox"/> Freestanding Covered Structure <input type="checkbox"/> Garden/Grounds <input type="checkbox"/> Other			
12.	Is a Building Permit required for this type of Alteration? Yes or No		If so, has permit been applied for? Yes or No			
		Yes		No		
13.	Will any entrance or exit of premises as altered be within 200' of the entrance to a school, church or synagogue or other place of worship? Yes or No			Will there be a change of address upon completion of Alterations? Yes or No		
			No			
14.	Are there any known limitations by the County or Municipality for this type of Alteration? Yes or No			Is so, what are they?		
			No			
ATTORNEY OR REPRESENTATIVE REPRESENTING THE APPLICANT IN CONNECTION WITH THE APPLICANT'S ALTERATION APPLICATION FOR THE ESTABLISHMENT IDENTIFIED IN THIS NOTICE						
15.	Attorney's Full Name is:					
16.	Attorney's Street Address:		City, Town or Village:		Business Telephone Number:	

I am the Person who holds the license or I am a Principal of the Legal Entity that will hold the License. Representations in this form are in full conformity with representations made in documents that have been submitted (or documents that will be submitted) to the State Liquor Authority and relied upon by the Authority. I understand that representations made in this form will also be relied upon by the Authority and that false representations in any document submitted to the Authority may result in revocation of any license that may be issued. By my signature, I affirm-under Penalty of Perjury-that the representations made in this form are true.		
Printed Name	Title	Signature
Thomas P. Cowan	President	Thomas P. Cowan



Byron W. Brown, Mayor

BUILDING PERMIT

Application Type: REPAIR

Department of Permit & Inspection Services

... Building a Better Buffalo

Please contact the Inspector at (716)851-4935 or at the number listed below prior to starting any work.

Application/Permit No.: 161472

Issue Date: 11/10/2010

Location: 51 CHIPPEWA WEST

Issued By: GRUND

Owner: INC. 51 WEST CHIPPEWA
51 W CHIPPEWA ST
BUFFALO, NY 14202

Fee(s): \$ 75.00

License No.: 222222

Contractor: OWNER/TENANT

License Type: SPC

SBL No.: 1113800002013000

Value: \$8,500.00

Land Use: 482 - DOWNTOWN ROW TYPE (DETACHED)

Plans: No

Census Track: 72.01

Inspector: Gary Ziolkowski (716)851-4935

Description of Work: EXTEND BAR AREA WITH ACCESSIBLE SECTION TO A BAR / RESTAURANT. FIRE DEP'T. WILL CHECK NEW OCCUPANCY NUMBER FOR COMPLIANCE. DRAWINGS APPROVED, ATTACHED.



James Comerford Jr.

Commissioner, Dept of Economic Development

Thank you for investing in the City of Buffalo

AND AS SHOWN ON APPLICATION NUMBERED ABOVE. WHICH APPLICATION IS MADE PART OF THIS PERMIT.

*** ALL GENERAL CONTRACTORS AND SUB-CONTRACTORS MUST CARRY A CITY LICENSE ***

THIS PERMIT IS VOID IF FOUND TO BE ISSUED IN VIOLATION OF ANY LAW OR ORDINANCE AND CONDITIONS STATED ABOVE.

THIS PERMIT MUST BE DISPLAYED WHERE IT IS VISIBLE FROM THE STREET

Signature of Contact/Contractor _____

Date: 11/10/2010

Apply for your next Building Permit Online at
<http://www.city-buffalo.com>

ALTERATIONAPPLICATION FOR PERMISSION
TO MAKE ALTERATIONSSTATE OF NEW YORK
LIQUOR AUTHORITY

THIS APPLICATION MUST BE FILED WITH THE APPROPRIATE ZONE OFFICE OF THE STATE LIQUOR AUTHORITY IN WHICH THE LICENSED PREMISES ARE SITUATED.

This application must be accompanied by the following:

1. Plan or diagram on paper not more than 8 1/2" x 11" in size, showing the present layout of the premises.
2. Plan or diagram on paper not more than 8 1/2" x 11" in size, showing the proposed alterations.
3. If changes to the front of the premises are proposed, an elevation or diagram on paper not more than 8 1/2" x 11" in size of the proposed front of the premises. If desired, the front elevation plan may be incorporated on the plan showing the proposed alterations.
4. Submission of financial documentation proving the availability of the funds listed under Estimated Cost of Alteration that may include but are not limited to three (3) consecutive months worth of bank statements from checking or savings accounts showing the availability of the funds at the time that they were expended. The bank statements must show the name of the bank, account number and the name and address of account holder. Proof of financial documentation may also include any loan agreements as stated in the Source of Funds Used to Pay for Alterations.
5. Proof of Notice to the Municipality/Community Board, by means of the State Liquor Authority's form, submitted to the Municipality/Community Board via Certified Return Receipt at least 30 days before filing the Alteration Application. Proof of Notice is a copy of the completed Form as well as the original return receipt. The notice form is available on our website at www.abc.state.ny.us.
6. Photos of the area to be altered as it appears when filing the Alteration Application.
7. Submission of an updated establishment questionnaire if there are any substantial alterations to the licensed premises or if an outside area or an additional bar is being added to the licensed premises. The establishment questionnaire may be found in the retail application on our website at www.abc.state.ny.us.
8. If application the submission of a building permit or café permit or a letter from the municipality waiving this requirement.

NO FEE IS REQUIRED.

CHECK ONE

- ☒ **Substantial Alteration:** Any enlargement or reduction of a licensed premises. Any physical change to the exterior, that involves the creation or relocation of any window or door, and any interior change of physical structure. Any change in size or location of a bar or dining and kitchen facilities.
- ☐ **Minor Alteration:** One costing and valued at less than ten thousand dollars, which does not affect the material character or physical structure that existed at the time of licensing.

The licensee named below hereby requests the permission of the Liquor Authority for the Alteration of the licensed premises set forth below.

Full Name of Applicant-Licensee TCMG, INC.	Trade Name or other designation City Tavern	License Serial No: 314 7467
Street address of premises 51 W. Chippewa St	Post Office address, City, Town or Village-Zip Code of premises (if different)	
City, Town or Village-Zip Code Buffalo	County Erie	Telephone No. 716-525-6262
E-Mail Address (if available) Tommyck2@yahoo.com / City.Tavern51@yahoo.com		
Estimated Cost of Alteration: 8,500.00	Source of Funds Used to Pay for Alterations: Business Acct - Checking - Evans Bank	

1. List proposed alterations: (Describe all changes fully. If more space is needed, attach additional sheets).

We would like to transform unused space (150 sq ft) into usable space by extending our existing bar by 14' - 10 3/4".

- 2 (a) State whether additional space is being added or eliminated. No Space was added, using old space
 (b) If added, give size, location and use of space. NA
 (c) Is a building permit required in your location (City, Town, Village)? Yes (City of Buffalo)
 (Answer "Yes" or "No")
 If answer is yes, give permit number and issuing municipality as well as submit a copy of the permit:
 (Number) (City, Town, Village)
 (d) If additional space is added, give name of landlord & terms of lease, if applicable NA

Alcoholic beverages may not be kept or sold in any added space until the Alteration is approved.

3. Will any entrance or exit of premises as altered be within 200' of the entrance to a school, church or synagogue or other place of worship? NO
 (Answer "Yes" or "No")
 4. (a) State whether there is a change in address. (If the address of the premise has changed since the last application, submit a written explanation or letter from the Post Office as well as an Endorsement Application to amend the address). NO
 (Answer "Yes" or "No")
 (b) If so, give eliminated address and/or additional address. NA
 (Eliminated Address)
 (Additional Address)

5. TO BE ANSWERED BY ON-PREMISES LICENSEE ONLY

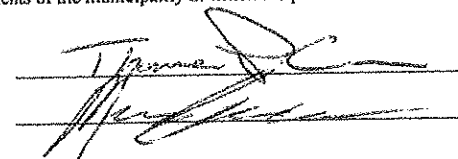
	Present	Proposed
Seating Capacity at tables	<u>No Tables</u>	<u>No Tables</u>
Total Length of Bar	<u>35'</u>	<u>14'-10 3/4" = 50' fr.</u>

This permission, as granted herein, is VOID if not completed in 90 days unless the time is extended by this Authority. Such request must be made in writing. There may be no deviation from the items approved herein without written permission of this Authority.

THE FOLLOWING CERTIFICATION MUST BE SIGNED AND DATED BY SOLE PROPRIETOR AND EACH MEMBER OF PARTNERSHIP


The undersigned, each for himself, certifies that he is the applicant above named; that he knows the contents of the above application and the statements contained therein and the same are true of his own knowledge. The undersigned also certifies that they will meet all local code requirements of the municipality in which the premises is located and obtain any necessary permits required of him in order to perform the alteration within the boundaries of the law.

DATED 11/3/2010



(Signature of sole proprietor or of each partner)

THIS CERTIFICATION TO BE SIGNED AND DATED BY A CORPORATION

 certifies that he is President
 (Title)

of the above named applicant corporation; that he knows the contents of the above application and the statements and answers therein; that the same are true of his knowledge; that he has been authorized, by order of the Board of Directors of said applicant corporation to make the statements and answers in this application in behalf of said applicant corporation with the same force and effect as if said corporation made such statements and answers itself. The undersigned also certifies that they will meet all local code requirements of the municipality in which the premises is located and obtain any necessary permits required of him in order to perform the alteration within the boundaries of the law.

DATED 11/9/10

(Signature of authorized officer)

ENTRY RECORD (To be made by State Liquor Authority)

Zone: _____	County: _____	Serial: _____	Class: _____	Deposit Date: _____	Slip No: _____
Audited By: _____					
ACTION BY LIQUOR AUTHORITY: APPROVED _____ DISAPPROVED _____ BY _____ DATE: _____					

101
Honorable Mayor Byron Brown,

I am writing this letter in hopes that you would be able to waive our 30 day waiting period for our bar alterations at 51 W Chippewa. We would like to transform unused spaced into much needed bar space. We hope to add 15'ft to our existing bar which will include a handicap bar area. This is a small alteration that would have a positive impact on our business. City Tavern is your everyday bar that market to a 25+ yr old crowd including business men and women from Buffalo's financial district and local business. We advertise Buffalo's history with 6ft portraits of the Grain elevators and old steel industry. We will work our hardest to keep business and Buffalo safe and prosperous.

City Tavern is located at 51 W Chippewa Street, owned and operated by Thomas Cowan (30yrs old) and Mark Gallagher (32yrs old), both born and raised in the South Buffalo community, both attended High School and College in Buffalo Area. We would like to thank you for taking your time and consideration.

Thank You,

Thomas Cowan
600 Main St. Unit 903
Buffalo, NY 14202
716.525.6262

Mark Gallagher
73 Amber St.
Buffalo, NY 14220
716.523.0829

CITY TAVERN
51 W. Chippewa Street
Buffalo, NY 14202
716.525.6262

FILED
CITY CLERK
2018 NOV 23 PM 12:46

102

No.

Notices of Appointments - Seasonal/Flat

I transmit herewith certificates received by me, reporting seasonal and flat salary appointments made in various departments.

RECEIVED AND FILED.

16

November 30, 2010

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **November 15, 2010**
 in the Department of **Parking**
 Division of **Parking Enforcement**
 to the Position of **Laborer II**
 Permanent, Provisional, Temporary, Seasonal (Insert one) **SEASONAL**
 Appointment, Promotion, Non-Competitive (Insert one) **NON-COMPETITIVE**
 Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$11.87 per hour**


LAST JOB TITLE	Parking Enforcement Officer	NAME	Kevin Lafferty
LAST DEPARTMENT	Parking	DATE	11/10
LAST SALARY	\$22,070	ADDRESS	45 Carlyle Avenue
		CITY & ZIP	Buffalo, 14207
LAST 4 DIGITS OF SSN. XXX-XX-5715			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	11413001	TITLE CODE NO	9624
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-42
SALARY RANGE OF POSITION	\$11.57	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Kevin J. Helfer**
 TITLE OF APPOINTING AUTHORITY: **Commissioner**
 DATE: **November 1, 2010**
 SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
 OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
 #8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/16/10

in the Department of

Public Works

Division of

Parks

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

SEASONAL

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

FLAT

(Enter Starting Salary) : Starting Salary of:

\$11.87 hr.

LAST JOB TITLE

Street Worker

LAST DEPARTMENT

DPW

DATE 12/09

NAME

Arbey Hill

ADDRESS

65 Lewis

LAST SALARY

CITY & ZIP

Buffalo, NY 14206

LAST 4 DIGITS OF SSN. XXX-XX-6644

LAST JOB TITLE

NAME

LAST DEPARTMENT

DATE

ADDRESS

LAST SALARY

CITY & ZIP

LAST 4 DIGITS OF SSN. XXX-XX-

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

14160001

TITLE CODE NO

6924

BUDGET ACCT. OBJ.

412002 PROJ. ID

PERSONNEL REQ. NO

2010-59

SALARY RANGE OF POSITION

\$11.87

PER YEAR DAY HOUR

HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/1/10

SIGNATURE OF APPOINTING AUTHORITY:

William R. Heindel

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

CP
105

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/17/10

in the Department of

Public Works

Division of

Streets

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

SEASONAL

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

FLAT

(Enter Starting Salary) : Starting Salary of:

\$11.87 hr.

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

James Moore

80 Poultney Avenue

Buffalo, NY 14215

LAST 4 DIGITS OF SSN. XXX-XX-5203

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

LAST 4 DIGITS OF SSN. XXX-XX-

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

15030001

BUDGET ACCT. OBJ.

412002 PROJ. ID

SALARY RANGE OF POSITION

\$11.87

TITLE CODE NO

6924

PERSONNEL REQ. NO

2010-019

PER YEAR DAY HOUR

HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/1/10

SIGNATURE OF APPOINTING AUTHORITY:

William R. Herold

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/22/10

in the Department of

Public Works

Division of

Streets

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

SEASONAL

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

FLAT

(Enter Starting Salary) : Starting Salary of:

\$11.87 hr.

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

Thomas Skibinski

121 Virgil Avenue

Buffalo, NY 14216

LAST 4 DIGITS OF SSN. XXX-XX-4121

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

LAST 4 DIGITS OF SSN. XXX-XX-

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

15030001

BUDGET ACCT. OBJ.

412002 PROJ. ID

TITLE CODE NO

6924

SALARY RANGE OF POSITION

\$11.87

PERSONNEL REQ. NO

2010-019

PER. YEAR DAY HOUR

HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/1/10

SIGNATURE OF APPOINTING AUTHORITY:

William R. Helms

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

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107

No.

Appointments - Temporary, Provisional or Permanent

I transmit herewith Appointments in the various departments made at the Minimum (Temporary, Provisional or Permanent) (as per contract requirements) .

REFERRED TO THE COMMITTEE ON CIVIL SERVICE.

November 30, 2010

17

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/06/2010**
in the Department of **Public Works, Parks & Streets**
Division of **Buildings**
to the Position of **Senior First Class Stationary Engineer**
Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

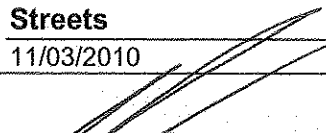
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	William C. Gallagher
LAST DEPARTMENT	Buildings	DATE	05/02/10
LAST SALARY	\$15.00	ADDRESS	194 Culver Road
		CITY & ZIP	Buffalo 14220
	LAST 4 DIGITS OF SSN. XXX-XX-0660		

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
	LAST 4 DIGITS OF SSN. XXX-XX-		

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
DATE: **11/03/2010**
SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

(109)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/12/2010**
in the Department of **Public Works, Parks & Streets**
Division of **Buildings**
to the Position of **Senior First Class Stationary Engineer**
Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

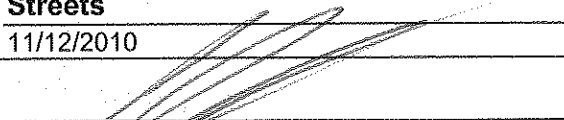
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Reginald Goston
LAST DEPARTMENT	Buildings	DATE	05/24/09
LAST SALARY	\$15.00	ADDRESS	378 Northland Avenue
		CITY & ZIP	Buffalo 14208
LAST 4 DIGITS OF SSN. XXX-XX-6678			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
DATE: **11/12/2010**
SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

C
11/10

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/15/2010**
in the Department of **Public Works, Parks & Streets**
Division of **Buildings**
to the Position of **Senior First Class Stationary Engineer**
Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

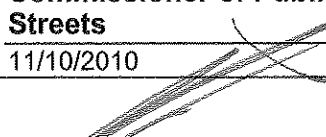
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Thomas J. Pyjas
LAST DEPARTMENT	Buildings	DATE	05/27/10
LAST SALARY	\$15.00	ADDRESS	29 Garvey Avenue
		CITY & ZIP	Buffalo 14220
	LAST 4 DIGITS OF SSN. XXX-XX-5556		

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
	LAST 4 DIGITS OF SSN. XXX-XX-		

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
DATE: **11/10/2010**
SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

11/16/2010

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/16/2010**
in the Department of **Public Works, Parks & Streets**
Division of **Buildings**
to the Position of **Senior First Class Stationary Engineer**
Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**


LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Lawrence L. Doctor, Jr.
LAST DEPARTMENT	Buildings	DATE	04/28/10
LAST SALARY	\$15.00	ADDRESS	70 Hansen Street
		CITY & ZIP	Buffalo 14220
	LAST 4 DIGITS OF SSN. XXX-XX-4323		

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
	LAST 4 DIGITS OF SSN. XXX-XX-		

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
DATE: **11/10/2010**
SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/16/2010**

in the Department of **Public Works, Parks & Streets**

Division of **Buildings**

to the Position of **Senior First Class Stationary Engineer**

Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**

Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**

Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Dennis Schollard
LAST DEPARTMENT	Buildings	DATE	04/30/10
LAST SALARY	\$15.00	ADDRESS	39 Shenandoah Road
		CITY & ZIP	Buffalo 14220
LAST 4 DIGITS OF SSN. XXX-XX-5517			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

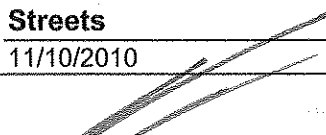
BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**

TITLE OF APPOINTING. AUTHORITY: **Commissioner of Public Works, Parks & Streets**

DATE: **11/10/2010**

SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

12
113

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/18/2010**
 in the Department of **Public Works, Parks & Streets**
 Division of **Buildings**
 to the Position of **Senior First Class Stationary Engineer**
 Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
 Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
 Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

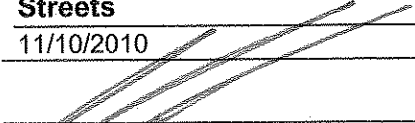
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	James T. Conrad
LAST DEPARTMENT	Buildings	DATE	04/28/10
LAST SALARY	\$15.00	ADDRESS	128 Harding Road
		CITY & ZIP	Buffalo 14220
LAST 4 DIGITS OF SSN. XXX-XX-9383			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PROJ. ID	HOUR
		PER YEAR DAY HOUR	

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
 TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
 DATE: **11/10/2010**
 SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
 OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
 #8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/19/2010**
 in the Department of **Public Works, Parks & Streets**
 Division of **Buildings**
 to the Position of **Senior First Class Stationary Engineer**
 Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
 Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
 Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

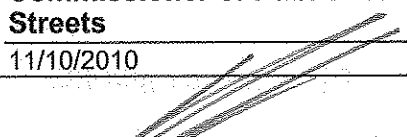
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Sephen J. Makula
LAST DEPARTMENT	Buildings	DATE	6/27/10
LAST SALARY	\$15.00	ADDRESS	400 Linden Avenue
		CITY & ZIP	Buffalo 14216
LAST 4 DIGITS OF SSN. XXX-XX-0264			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
 TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
 DATE: **11/10/2010**
 SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
 OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

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Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/23/2010**

in the Department of **Public Works, Parks & Streets**

Division of **Buildings**

to the Position of **Senior First Class Stationary Engineer**

Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**

Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**

Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Victor Burgio
LAST DEPARTMENT	Buildings	DATE	05/30/10
LAST SALARY	\$15.00	ADDRESS	340 Sterling Avenue
		CITY & ZIP	Buffalo 14216
LAST 4 DIGITS OF SSN. XXX-XX-1599			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**

TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**

DATE: **11/15/2010**

SIGNATURE OF APPOINTING AUTHORITY: _____

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/24/2010**

in the Department of **Public Works, Parks & Streets**

Division of **Buildings**

to the Position of **Senior First Class Stationary Engineer**

Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**

Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**

Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Patrick J. Lonergan
LAST DEPARTMENT	Buildings	DATE	05/30/10
LAST SALARY	\$15.00	ADDRESS	77 Potters Road
		CITY & ZIP	Buffalo 14220
LAST 4 DIGITS OF SSN. XXX-XX-6499			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**

TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**

DATE: **11/15/2010**

SIGNATURE OF APPOINTING AUTHORITY: _____

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

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Certificate of Appointment

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Appointment Effective: **11/25/2010**

in the Department of **Public Works, Parks & Streets**

Division of **Buildings**

to the Position of **Senior First Class Stationary Engineer**

Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**

Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**

Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	Casimir F. Piwowski
LAST DEPARTMENT	Buildings	DATE	05/28/10
LAST SALARY	\$15.00	ADDRESS	74 N. Ogden Street
		CITY & ZIP	Buffalo 14206
LAST 4 DIGITS OF SSN. XXX-XX-4797			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		ADDRESS	
LAST SALARY		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**

TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**

DATE: **11/15/2010**

SIGNATURE OF APPOINTING AUTHORITY: _____

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

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118

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **11/26/2010**
in the Department of **Public Works, Parks & Streets**
Division of **Buildings**
to the Position of **Senior First Class Stationary Engineer**
Permanent, Provisional, Temporary, Seasonal (Insert one) **TEMPORARY**
Appointment, Promotion, Non-Competitive (Insert one) **APPOINTMENT**
Minimum, Intermediate, Maximum, Flat (Insert one) **FLAT**

(Enter Starting Salary) : Starting Salary of: **\$15.00**

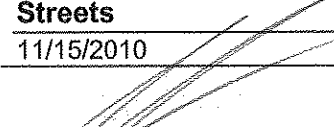
LAST JOB TITLE	Sr. 1st CI Stationary Engineer	NAME	John R. Womer
LAST DEPARTMENT	Buildings	DATE	05/29/10
LAST SALARY	\$15.00	ADDRESS	4 Rebecca Park
		CITY & ZIP	Buffalo 14207
LAST 4 DIGITS OF SSN. XXX-XX-1825			

LAST JOB TITLE		NAME	
LAST DEPARTMENT		DATE	
LAST SALARY		ADDRESS	
		CITY & ZIP	
LAST 4 DIGITS OF SSN. XXX-XX-			

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE	13296001	TITLE CODE NO	832J
BUDGET ACCT. OBJ.	412002	PERSONNEL REQ. NO	2010-12
SALARY RANGE OF POSITION	\$15.00	PER YEAR DAY HOUR	HOUR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Steven J. Stepniak**
TITLE OF APPOINTING AUTHORITY: **Commissioner of Public Works, Parks & Streets**
DATE: **11/15/2010**
SIGNATURE OF APPOINTING AUTHORITY: 

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective: **December 6, 2010**

in the Department of **Common Council**

Division of **Record Management**

to the Position of **Laborer II**

Permanent, Provisional, Temporary, Seasonal, Exempt, Unclassified (Insert one) **TEMPORARY**

Open-Competitive, Promotional, Non-Competitive, Exempt (Insert one) **NON-COMPETITIVE**

Minimum, Intermediate, Maximum, Flat, Hourly (Insert one) **MINIMUM**

(Enter Starting Salary) : Starting Salary of **\$ 29,126**

LAST JOB TITLE	Laborer II	NAME	Tara Rogowski
LAST DEPARTMENT	Common Council	ADDRESS	44 Remington Place
LAST SALARY	29,126	CITY & ZIP	Buffalo, NY 14210
LAST 4 DIGITS OF SSN. XXX-XX-5746			

LAST JOB TITLE	DATE	NAME
LAST DEPARTMENT		ADDRESS
LAST SALARY		CITY & ZIP
LAST 4 DIGITS OF SSN. XXX-XX-		

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE		TITLE CODE NO	9622
BUDGET ACCT. OBJ.	10221001	PERSONNEL REQ. NO	5036
SALARY RANGE OF POSITION	PROJ. ID 411001	PER YEAR DAY HOUR	YEAR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY: **Gearald Chwalinski**

TITLE OF APPOINTING. AUTHORITY: **City Clerk**

DATE: **November 22, 2010**

SIGNATURE OF APPOINTING AUTHORITY: _____

ORIGINAL + 2 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #3- COMPTROLLER #4- HUMAN SERVICES/CIVIL SERVICE #5- BUDGET

#6- DEPARTMENT #7- DIVISION #8- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/16/10

in the Department of

Public Works

Division of

Parks

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

PERMANENT

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

MINIMUM

(Enter Starting Salary) : Starting Salary of:

\$22,070

LAST JOB TITLE Laborer II (Seasonal)

LAST DEPARTMENT DPW

DATE 11/10

LAST SALARY

\$11.87 hr.

NAME

Jordash Pinkard

ADDRESS

111 Manhattan Ave.

CITY & ZIP

Buffalo, NY 14215

LAST 4 DIGITS OF SSN. XXX-XX-1317

LAST JOB TITLE

LAST DEPARTMENT

DATE

LAST SALARY

NAME

ADDRESS

CITY & ZIP

LAST 4 DIGITS OF SSN. XXX-XX-

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

14160001

BUDGET ACCT. OBJ.

411001 PROJ. ID

TITLE CODE NO

9622

SALARY RANGE OF POSITION

\$22,070

PERSONNEL REQ. NO

2010-67

PER YEAR DAY HOUR

YEAR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/4/10

SIGNATURE OF APPOINTING AUTHORITY:

William R. Reinold

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

Certificate of Appointment

In compliance with provisions of Section 24-2 of the Charter and Chapter 35-1 of the Ordinances of the City of Buffalo, I transmit this certification of appointment(s) or promotion(s). I further certify that the person(s) named in Schedule "A" have been certified or approved by the Human Resources/Civil Service for the

Appointment Effective:

11/16/10

in the Department of

Public Works

Division of

Parks

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

PERMANENT

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

MINIMUM

(Enter Starting Salary) : Starting Salary of:

\$22,070LAST JOB TITLE **Laborer II (Seasonal)**LAST DEPARTMENT **DPW**LAST SALARY **\$11.87 hr.**DATE **11/10**LAST 4 DIGITS OF SSN. **XXX-XX-3796**

NAME

Mohamed Ali

ADDRESS

321 Grant St.

CITY & ZIP

Buffalo, NY 14213

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

LAST 4 DIGITS OF SSN. **XXX-XX-**

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

14160001

BUDGET ACCT. OBJ.

411001 PROJ. ID

SALARY RANGE OF POSITION

\$22,070

TITLE CODE NO

9622

PERSONNEL REQ. NO

2010-67

PER YEAR DAY HOUR

YEAR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/4/10

SIGNATURE OF APPOINTING AUTHORITY:

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)

OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET

#8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

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Appointment Effective:

11/23/10

in the Department of

Public Works

Division of

Parks

to the Position of

Laborer II

Permanent, Provisional, Temporary, Seasonal (Insert one)

PERMANENT

Appointment, Promotion, Non-Competitive (Insert one)

APPOINTMENT

Minimum, Intermediate, Maximum, Flat (Insert one)

MINIMUM

(Enter Starting Salary) : Starting Salary of:

\$22,070LAST JOB TITLE **Laborer II Seasonal**LAST DEPARTMENT **DPW**DATE **11/10**LAST SALARY **\$11.87 hr.**

NAME

Don Williams

ADDRESS

51 Schutrum St.

CITY & ZIP

Buffalo, NY 14212LAST 4 DIGITS OF SSN. **XXX-XX-2576**

LAST JOB TITLE

LAST DEPARTMENT

LAST SALARY

DATE

NAME

ADDRESS

CITY & ZIP

LAST 4 DIGITS OF SSN. **XXX-XX-**

REFERRED TO THE COMMITTEE ON CIVIL SERVICE

BUDGET ORG. CODE

14160001

BUDGET ACCT. OBJ.

411001 PROJ. ID

SALARY RANGE OF POSITION

\$22,076-\$34,139

TITLE CODE NO

9622

PERSONNEL REQ. NO

2010-67

PER YEAR DAY HOUR

YEAR

REASON FOR APPT. ABOVE THE MINIMUM:

NAME OF APPOINTING AUTHORITY:

Steven J. Stepniak

TITLE OF APPOINTING AUTHORITY:

Commissioner

DATE:

11/17/10

SIGNATURE OF APPOINTING AUTHORITY:

ORIGINAL + 3 COPIES TO: CITY CLERK (ON/BEFORE APPOINTMENT DATE)
 OTHER COPIES TO: #5- COMPTROLLER #6- HUMAN SERVICES/CIVIL SERVICE #7- BUDGET
 #8- DEPARTMENT #9- DIVISION #10- EMPLOYEE(S)

NON-OFFICIAL COMMUNICATIONS, PETITIONS AND REMONSTRANCES

NON-OFFICIAL COMMUNICATIONS

Peace Bridge Expansion Project Position Paper

Buffalo Olmsted Parks Conservancy

11/17/10

The struggling economy of the Buffalo and the Niagara Region has been a topic of discussion and anguish for many years, worsened by the recent nationwide economic crisis. As American cities invest in infrastructure to become more economically competitive, there is a growing recognition that economic development potential increases when barriers between communities and important waterfront properties (such as expressways and other 20th-century symbols of driving efficiency) are removed and replaced with parks and green space designed to enrich the human experience. The proposed creation of a huge truck stop and 400 car parking lot in connection with the proposed new bridge, while being touted as a boon to the local economy, in reality represents a massive step in the opposite direction in one of the most important historic park settings in the City of Buffalo.

As the Buffalo Olmsted Parks Conservancy (Conservancy) consistently has maintained, the project will have a significant adverse effect on the west side of Buffalo and historic Front Park. Every visitor arriving into the United States and thousands of local residents of this densely developed historic neighborhood will feel, smell and hear the adverse impact.

Unfortunately, to date, the Buffalo and Fort Erie Public Bridge Authority (PBA) has failed to acknowledge ANY negative impact on Front Park. Here is what will happen if the current project proposal moves ahead:

- The historic parklands will be further isolated by a large paved parking area, populated by numerous idling diesel trucks. These trucks will continue to produce significant amounts of air pollution, exacerbating pollution in one of the nation's worst air quality regions.
- A significant portion of the historic neighborhood that provides the setting for the historic parklands will be demolished.
- The number of park users who can walk to the park and enjoy its amenities will be reduced.
- The project will block the views to the magnificent confluence of Lake Erie and the Niagara River. This vista was personally chosen by America's preeminent landscape architect, Frederick Law Olmsted, who strategically located Front Park to capture these views and fresh air for posterity. It is a grim irony that the Authority now advocates a massive parking ramp and truck stop and related concrete infrastructure at a waterfront vista that inspired Frederick Law Olmsted to design a park in this location, which he called "the lungs of the city."

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Buffalo's Olmsted Parks have enjoyed a green renaissance through one of the most effective public/private partnerships in the nation. The Conservancy manages the 1200-acres of parks in partnership with the city of Buffalo. The parks are a 19th century masterpiece of urban design and park/parkway planning and now constitute National Historic Register landmarks. The park system is acknowledged widely as one of Buffalo's greatest assets.

The interconnected parks and parkways are threaded throughout the city, touching almost every neighborhood. These beautifully manicured parklands greatly enhance Buffalo's present and future as a cultural tourism destination. With this green infrastructure, our region can provide a quality of life that continues to draw new knowledge-based businesses, creating new opportunities for our children to stay to live and work in Western New York. Sustainable economic growth based on a diversified and rich cultural heritage will generate true and long lasting benefits. These benefits will create an authentic quality of life for Buffalo's residents and visitors.

Front Park represents an opportunity to greet our many visitors from Canada with our best foot forward in an Olmsted landscape. Front Park is directly linked to the rest of the park system along Porter Avenue, an Olmsted-streetscape. Almost every major Buffalo cultural institution is in or along an Olmsted-designed landscape. Front Park and its original visitor center, Lakeview House, should be restored, not ignored.

The PBA and Federal Highway Administration have failed to provide any prudent and feasible alternatives to PBA's preferred design, a mandate of the DEIS process. They have also failed to demonstrate that PBA's preferred design will avoid adverse impacts to important historic resources, , or that the proposal will mitigate adverse impacts to historic resources and the environment to the maximum extent practicable as required by law. At the same time, the PBA has failed to provide any credible evidence that a 400 car parking ramp and massive truck plaza on Buffalo's waterfront will have any material economic benefit to the local community. The National Trust for Historic Preservation and the Advisory Council for Historic Preservation both recently agreed with the Buffalo Olmsted Parks Conservancy on the historic preservation issues and urged the Federal Highway Administration to re-examine the potential impacts on historic assets.

The Conservancy has been promoting the innovative solution of moving the plaza with its associated customs, immigration and duty-free land uses to the Canadian side. Many of the barriers to undertaking this potential solution have been overcome. The Conservancy is dismayed that the PBA and its principal backers have been unwilling to re-open this previously supported discussion.

The Conservancy has proposed many ways to minimize the adverse impacts if the project moves forward. The Conservancy's recommendation to depress the ramp that blocks the view of the water remains a key initiative. However, the Conservancy's list of proposed mitigation measures also includes: restoration of the historic park, visitor center and its views, and re-connecting the park to the surrounding neighborhood and the waterfront; air pollution controls through green roof technologies, underground parking (to minimize the impact of a 400 car parking ramp) and relocation of the duty-free retail operations off-site.

Buffalo and the Niagara Frontier now face a fundamental question about the type of place we want to be. Rather than reducing it to a concrete doormat, our international gateway should embrace our City and Region as a place of great historic, environmental, and cultural riches. Past transportation "enhancement" projects in Buffalo have left terrible scars on our community; highways have bisected and decimated our

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parks and historic neighborhoods and cut us off from our waterfront. Trucks poison our air, block our views and threaten the health of our kids. For these reasons, the Conservancy has opposed the current PBA proposal and has offered a myriad of alternatives throughout the regulatory process.

Summary of Conservancy's Comments and Recommendations

- Full restoration of Front Park: historic landscape patterns, circulation, and amenities
- Portions of the historic part of Front Park currently used by the Peace Bridge plaza should be returned to the Front Park "envelope." This includes portions of the historic Fort Porter, the Bank, and Sheridan Terrace areas.
- Enhancement of connection between Front Park and the surrounding neighborhood by the elimination of Baird Drive.
- Restore Porter Ave to its former grandeur as the waterfront connector of the Buffalo Olmsted Park and Parkway System by: eliminating commercial truck traffic, enhancement of Porter Ave streetscape, elimination of expressway on ramps east of the I-190 Bridge, and widening of the bridge for enhanced pedestrian connection to the Riverwalk and waterfront.
- The view of Lake Erie and the Niagara River should be restored by depressing the fly-over ramp connecting the plaza to the I-190 south.
- Elimination of Visitors Center, Duty-free Shop and Parking Ramp from reconstruction plan for Niagara St. This will save 30 residences and businesses from demolition and retain the urban character of Niagara St. and provide the community with an extensive vegetative buffer from the plaza.
- Reconstruction of the Lakeview House in Front Park as Visitors Center. Also reconstruct access from toll plaza.
- Relocation of parking structure to one underground level under the Peace Bridge Plaza.
- Relocate Hutchinson Chapel one block south on Busti Ave. diagonally across the intersection of Busti Ave. and Vermont St. from the entrance to Front Park.
- Green roof / Air pollution control covering secondary truck inspection area.

The Conservancy has never opposed the construction of a new international crossing. It stands, however, by its extensive record of mitigation demands with regard to the currently proposed PBA Bridge Expansion Project.

Thomas Herrera-Mishler 00020 00021
Peace Bridge Project / Front Park

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FREDERICK LAW
OLMSTED
PAPERS
PROJECT

David J. Colligan, Chair
Buffalo Olmsted Parks Conservancy
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Buffalo, NY 14214

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CHARLES E. BEVERIDGE
SERIES EDITOR

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I am Charles E. Beveridge, PhD, Hon. ASLA, of 1204 Russell Road, Alexandria, Virginia. I am Series Editor of the Frederick Law Olmsted Papers Project, and have edited and overseen the editing of eight volumes of a projected twelve-volume series of Olmsted's writings published by Johns Hopkins University Press. In the process I have published all of Olmsted's significant writings concerning the Buffalo park system that he and his partners designed. I wrote the section entitled "Buffalo's Park and Parkway System" in the book *Buffalo Architecture: a Guide*, published in 1981 by MIT Press, and the article "Frederick Law Olmsted's Vision for Buffalo" in Francis R. Kowsky, ed., *The Best Planned City: The Olmsted Legacy in Buffalo*, published in 1992. I am also the author of *Frederick Law Olmsted: Designing the American Landscape*, published by Rizzoli Publications International in 1995. During my career of over forty years of research and publishing on Olmsted's career I have served as historical consultant and advisor for preservation and restoration programs for forty parks and landscapes designed by Olmsted and his firm, including the park systems of Boston, Rochester, Atlanta, and Louisville, and such individual parks as Prospect Park in Brooklyn, Mount Royal Park in Montreal, Patterson Park in Baltimore, the Midway in Chicago, the U.S. Capitol grounds, and South Park in Buffalo.

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The Place of the Buffalo Park System in Olmsted's Career

The Buffalo park system that Frederick Law Olmsted planned with his partner Calvert Vaux beginning in 1868 holds a very special place in his extensive legacy of public park design. It was the first realization of his concept of a comprehensive and integrated park system for a city, one that would connect a number of parks and recreation grounds with wide parkways and tree-lined boulevards, providing amenity and coherence to the growing city. Buffalo was the first city to construct such a system in a single effort and according to a single plan. The key public recreation grounds in the Olmsted/Vaux plan of c. 1870 were Delaware Park, the Parade (now Martin Luther King, Jr. Park) and the Front (now Front Park). Each offered special facilities that were designed to serve particular functions for the entire city. Delaware Park, with its extensive Meadow Park and adjacent Lake, was to meet recreational needs of picnicking, informal games, and boating; the Parade provided for large gatherings and military reviews, and was to have a series of play facilities for children as well as a restaurant and dance hall; the Front was to serve as a formal water gate for the city, securing the view of Lake Erie as a magnificent setting for civic functions, concerts, and athletic events. Connecting these three park spaces were avenues and two-hundred-foot wide parkways that connected with the street system planned earlier by Joseph Ellicott. The parkways were wider and contained more rows of trees than many of the famous boulevards of Paris that inspired them. Olmsted was so proud of the accomplishment of Buffalo that he drew up an exhibit for the Centennial Exhibition in Philadelphia in 1876 that demonstrated his belief that Buffalo was "the best planned city, as to its streets, public places and grounds, in the United States if not in the world." (Olmsted to George E. Waring, April 13, 1876). The Buffalo park and parkway system was the first of many that Olmsted and his firm planned for American cities, including Boston, Brooklyn, Rochester, Chicago, Denver, Seattle, and Washington, D.C., and had significant impact on park planning in many other places.

The park and parkway system constructed in Buffalo according to Olmsted's plans gave Buffalo much of its special character and amenity of open space. It also added to the city's longstanding tradition of comprehensive planning and greatly

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strengthened its tradition of supporting first-rate architecture, engineering, and landscape design. That tradition needs to be recognized and honored in any planning process undertaken today.

The Importance of Lake Erie in Olmsted's Planning for Buffalo

Throughout his long involvement in park design and city planning for Buffalo, Olmsted emphasized the importance of access to Lake Erie for recreation. In the plan of the 1870s he not only proposed creating a public recreational area at the Front, but also wished to site the Parade on the height of land near the present-day City Honors School in order to take advantage of the site's panoramic view of the lake. Demands of eastside residents for more access to parkland resulted instead in locating the Parade closer to those neighborhoods.

Olmsted continued to agitate for a lakeshore park, and when in 1887-88 he was asked to provide a plan for parks and parkways south of the Buffalo River, he drew up plans for a large park on the lake west of the site of present-day South Park. He provided for swimming facilities on the lake shore and designed a large lagoon full of small islands for boating. In addition, he proposed a four-mile lakeside levee with access for carriages and horse-cars accompanied along its inland side by a canal for ferry boats and small craft. The city chose instead to have his firm design South Park and Cazenovia Park on interior sites. Despite his various efforts, the only place in Buffalo where Olmsted's designs for a public recreation area in view of Lake Erie were carried out and that survives today was Front Park. This gives special significance to Front Park and its position, both historical and functional, in the Buffalo park system.

Olmsted's Design Concept for the Front

Of the three parts of the Buffalo park system that Olmsted planned with a view of Lake Erie—the Front, the original Parade, and the South Park of 1888—only the Front was constructed. It was to provide a striking vista of Lake Erie, the principal landscape feature of the city. He designed a large viewing concourse overlooking the lake and

arranged the park as the site of civic gatherings, including concerts and athletic events. In this he anticipated by twenty years the appeal he would make in Chicago as site planner of the World's Columbian Exposition of 1893 to place the Exposition grounds next to Lake Michigan. The landscape feature that dominated the site of that Exposition was the expanse of the lake.

The significance of the Front in the system he planned in the 1870s for northern Buffalo is indicated by the access routes he proposed for it. There was to be the tree-lined avenue of Porter Avenue, leading to North Street Circle and from there by Richmond Avenue to Bidwell Place and the wider parkways connecting to Delaware Park. In addition, Sixth Street (now Busti) was to be one of three major, tree-lined routes leading from Niagara Square, the central point of Joseph Ellicott's street system, to the principal elements of the new park system. Fillmore Avenue led to the Parade (now Martin Luther King, Jr., Park), Delaware Avenue led to Chapin Place and from there by parkways to Delaware Park, and Sixth Street led to the Front and the major circle of the Bank at the northern end of Fort Porter.

Olmsted's plan shows a carriage circuit running through the Terrace of the Front and then along Sheridan Terrace in Fort Porter to the Bank. He intended to make the view of the Niagara River from the fort a significant element of the landscape experience provided by that part of the park system. There visitors could experience the feature that he particularly noted, "a river effect such as can be seen, I believe, nowhere else—a certain quivering of the surface and a rare tone of color, the result of the crowding upward of the lake waters as they enter the deep portal of the Niagara." ("A Healthy Change in the Tone of the Human heart," *Century Illustrated Monthly Magazine*, vol. 32 [1886], p. 963). Olmsted's recognition of the special scenic quality of the northeastern end of Lake Erie and the Niagara River is emphasized by the fact that he was the leading figure in the campaign of 1879-85 to create the Niagara Reservation and called for preservation not only of the area of the Falls but also of the views of the rapids above them. In all, Olmsted was engaged for two decades of his career, from 1868 to 1888, in

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explaining the special scenic qualities of the Niagara River and planning for its preservation in the interest of the public.

Realization of the Olmsted plan

Historical records, particularly the Buffalo Park Commission's Topographical Map of 1898, indicate that Olmsted's plan for the Front was carried out in nearly every detail. While the Bank was not constructed as a full traffic circle, a drive through Fort Porter on Sheriden Terrace provided the scenic circuit that Olmsted had planned through both properties. That Sheriden Terrace was considered, functionally at least, as part of the park system is further indicated by the fact that in 1892, as noted in its annual report for that year, the park commission reconstructed Sheriden Drive using the Telford Macadam system of stone base and surfacing. (1893 Annual Report, pp. 24-25). The aerial photograph of 1927 shows ball fields in the area of the decommissioned fort adjacent to the Front, adding an additional connection of the fort to the park system. It also shows Sheriden Drive in place and connected to the Front. A 1951 aerial photo shows two additional baseball fields in the Fort Porter area, and Sheriden Drive and its allee of trees still intact.

Further involvement in designing park facilities for the Front area came in 1898, when the Olmsted firm drew up a plan for the projected extension of parkland westward to the Lake. The plan shows gymnastics facilities between the Erie Canal and the NY Central Railroad that are similar to the gymnastic grounds designed by Olmsted for Charlesbank on the Charles River in Boston in the early 1890s, as well as the gymnastic grounds his firm was designing in 1897-98 for Jackson Park in Chicago. West of the railroad the plan shows an embankment promenade and lawn area similar to that at Charlesbank. It also shows a beach and protected swimming area that would finally have brought the park system to Lake Erie.

Historical Intrusions on Front Park

Intrusions on the integrity of Front Park and its function appear to have begun by 1898, when a topographical map shows a number of buildings, apparently associated with

Fort Porter in the northwest section of the park, below the Plaza and potentially blocking some of the view of the Niagara River entrance.

Far more serious intrusions began with the building of the Peace Bridge, which opened in 1927. An access road to the bridge was constructed parallel to Sixth Street (Busti) along the eastern edge of the park, impacting the park itself, the park entrance, and Sixth Street and Porter Avenue as parts of the circulation system of the Olmsted park system.

Major intrusions took place with parkway construction in the early 1950s, followed by Peace Bridge additions in the following decades. At this point in 2008 the park has been physically affected and diminished on all sides:

On Porter Avenue the historical entrance has been severed by the 1920s bridge access drive and by Baird Avenue, disrupting Olmsted's circulation system. The South side of the park has been altered by the non-historical new entrance and entrance drive. The southeast corner has been cut off by access ramps to I-190 and Peace Bridge.

On the West, a significant section of the park boundary has been taken by access ramps to the bridge. The I-190 thruway adds additional noise and visual intrusion and exhaust pollution along the bed of the old Erie Canal, as well as across the northwest corner of the original park. The historic vista of the lake has been blocked by access ramps to the bridge, and by the truck traffic on exit ramp B, providing constant intrusion into the view of the lake from the Plaza in the park.

On the North, the original park boundary was on the line of the northern edge of Vermont Avenue extended. A significant section of this part of the park has been taken for the multi-lane entrance ramp to the bridge, a parking area and a section of the building north of that, and part of the entrance plaza on what was originally the northwest corner of the park. Entering truck traffic is in full view from much of the northern end of the current park.

Impacts of Proposed new Peace Bridge and Plaza

The proposed construction related to the new Peace Bridge and Plaza will for the most part mark a continuation and intensification of the encroachments on the historic park and park system that have been going on for over a century. The principal effects

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will be increased visual and noise pollution, particularly relating to traffic on exit ramp B that intrudes on the vista over Lake Erie from the park. There will also be an undesirable increase of traffic on the ramps at the southwest corner of the park, and on Porter Avenue. This traffic will interfere with access to any extension of the park system, via Porter Avenue, to the lakefront. Increased traffic in these areas will have an as yet unassessed but potentially deleterious effect on the health of park users.

The proposed expansion of the bridge plaza will disrupt the neighborhood in the region of old Fort Porter, resulting in demolition of sections of the neighborhood and continuing that decline of the quality of the neighborhood began when the amenity of proximity to the park and fort, and views of the lake and Niagara River, were disturbed by construction of the Peace Bridge c. 1927. The impact on the neighborhood will also have an adverse effect on the park itself, as well as on the historic complex of residences and park land of which it is a part. Olmsted intended for the Front/Fort Porter area of public open space to have a positive effect on the adjoining neighborhood that would improve property values, quality of life, and appreciation of the park.

The recent removal of one of the bridge access roads across the eastern end of the park, and the imminent removal of Baird Avenue from the park, will be improvements: but they are simply the removal of historical intrusions and alienation of parkland that was harmful to the park and were unfortunate misuse of public park space in the first place. In order for the expansion of the bridge and plaza to be minimally acceptable, other historical intrusions should be abolished.

Most important, exit ramp B should be moved so that it, and the traffic on it, is not visible from the Plaza or ball field area of Front Park

Second: access ramps to I-190 should be removed from the historic park, and southbound traffic on I-190 should not be allowed to use Porter Avenue for accessing the bridge. Porter Avenue should be developed as an extension of the tree-lined street system that Olmsted planned for access to his parks, as the city develops increased public access to the lakefront—for which Porter Avenue is a desirable and historical access route.

Third: included in the removal of Baird Avenue should be restoration of the historic entrance to Front Park, and the removal of the nonhistoric entrance from Porter Avenue.

Fourth: The original western edge of Front Park should be reclaimed for park use. Over time, as recovery of the lakefront for public use continues, it is desirable that the noise, sight and exhaust pollution of traffic between the park and the lake be reduced and eventually eliminated.

Fifth: The original northern boundary of the park, which was in line with the northern edge of the Vermont Avenue right of way, should be recovered and the area reclaimed for park uses. All sunken access ramps, parking, and other Peace Bridge infrastructure should be moved north of that boundary.

Sixth: Sheriden Drive with its vista of the lake and Niagara River and new Peace Bridge, should be reclaimed for public access and enjoyment, and connected, as historically, to the concourse plaza in Front Park.

Relevant to nos. 5 and 6 above is the question of removal of the Peace Bridge plaza structures from view from Front Park. The current proposal to build a berm and wall system to achieve this result is not desirable in its present conception. First, the berm should not be constructed on the area of the historic park: it should use Fort Porter land, not that of the park. It has no historical standing and should not be intruded on a historic Olmsted park. Second, as presently presented, such a berm is little more than a highway view-and-sound screen. It has no relation to this historic park or to Olmsted's treatment of park space, and has the appearance of an engineering feature. Any such feature in that place must have a far more sympathetic relation to the Olmsted park it abuts.

A final consideration has to do with the adequacy of the Peace Bridge Authority's consideration of alternatives. The evidence I have examined thus far does not convince me that there has been adequate consideration of

a) an alternate site for the bridge, or access to and plazas for it that would permit recovery for public park use of the entire Front Park and Fort Porter, along with improved access by the public to the lakefront;

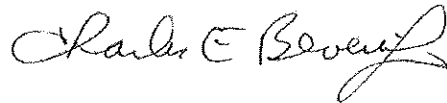
b) reducing the impact on Front Park of the visual, noise, and exhaust pollution of the Peace Bridge plaza by measures appropriate for an historic Olmsted park, while restoring the historic public access to Sheriden Terrace for viewing the lake and river;

c) removal of exit ramp B and restoration of the view of Lake Erie and the Niagara River from the concourse in Front Park;

d) exclusion of Peace Bridge traffic, and potentially I-190 traffic as well, from Porter Avenue in order to preserve the avenue at Front Park primarily for recreational traffic using the park and parkland on the lakefront.

Conclusion: it is not only the new impacts on Front Park and Fort Porter and the historical experience of them that need to be considered, but also the extent to which decisions made at this point will make it more difficult in time to come to undo the damage that has been done to the park. In a time such as this, when many cities with Olmsted parks are making significant efforts to restore and strengthen their legacy of the amenity of those parks, and when Buffalo and many other cities are moving to reclaim their waterfronts and remove the highways that cut the cities off from their lakes, rivers, and harbors, there is a need for comprehensive longterm planning. The transportation planning that destroyed much parkland in the 1950s and 1960s should not be perpetuated when solutions can be found that will facilitate recovery of those parks rather than making that recovery more difficult.

Charles E. Beveridge
June 24, 2008



REFERRED TO THE COMMITTEE
ON COMMUNITY DEVELOPMENT.



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September 23, 2010

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Re: Peace Bridge Project / Front Park; Section 4(f) Compliance

Dear Mr. Hitt and Mr. Davies:

On behalf of the Buffalo Olmsted Parks Conservancy (the "Conservancy"), I am writing to outline a number of concerns with the recently issued Section 106 Memorandum of Agreement ("MOA") on the Peace Bridge project ("the Project"), particularly as the MOA relates to the Conservancy's concerns regarding the relationship between the MOA and the expected forthcoming Final Environmental Impact Statement ("FEIS").

As you are aware, the Conservancy has, since the inception of the Project, commented formally and extensively on the proposed design of the Project, as well as on the adverse and unmitigated impacts that the Project — as proposed — would have on Frederick Law Olmsted's Front Park and the historic resources in the Front Park vicinity. On multiple occasions over the past three years, the Conservancy has expressed its particular concern as to the adequacy of the proposed mitigation measures for both minimizing the impact of the ramp design scheme on Front Park, and ensuring the restoration of Front Park following the removal of Baird Drive. The Conservancy has long maintained that there are feasible and prudent alternatives to the current Ramp B scheme, and has observed that FHWA is legally required to consider such alternatives pursuant to Section 4(f) of the Department of Transportation Act (49 U.S.C. § 1653) and its associated regulations (23 C.F.R. § 774 et seq.).

I. SECTION 106 REVIEW

The Conservancy appreciates the efforts of the FHWA to work with interested parties to develop a design for the Project that meets the requirements of the FHWA while adequately responding to community concerns. The Conservancy was pleased to note in FHWA's June 17, 2010 cover letter to the MOA that "FHWA, in coordination with PBA and NYSDOT, is currently exploring design modifications and refinements to further minimize

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effects on historic properties, including potential modifications to relocate Ramp B under I-190" (emphasis supplied). The Conservancy was further encouraged to note that FHWA stated that, as to these potential modifications to Ramp B, "No decision has been made at this time" (emphasis supplied), but that "[i]n the event of future modifications to the Project scope, all design changes will be disclosed if and when such changes are made and FHWA, in coordination with the SHPO, ACHP, PBA, and NYSDOT, will determine appropriate steps in compliance with Section 106."

Nevertheless, the Conservancy — although a consulting party in the Section 106 process — declined to sign the MOA, since the Conservancy found the careful and limited scope articulated by the MOA cover letter to be inconsistent with the sweeping and overly broad language of the MOA itself. FHWA's unambiguous statement that "no decision" has yet been made on potential modifications to the Ramp B scheme concedes that a final decision — either adopting or rejecting such modifications — has yet to issue from FHWA. The Conservancy thus found it troubling to discover that the June 17, 2010 MOA, far from reflecting the limited scope professed by its accompanying cover letter, is drafted as constituting the final MOA on the Project, pertaining to all historic properties within the APE ("NOW, THEREFORE, the FHWA, ACHP, SHPO, PBA, and NYSDOT agree that the Project shall be implemented in accordance with the following stipulations in order to take into account the effect of the Project on historic properties," MOA, at 4 (emphasis supplied)).

Despite the express concession that Front Park is a "historic propert[y] within the APE" (MOA, at 2), however, the MOA itself conspicuously avoids any mention of any proposed actions or efforts of FHWA to mitigate the inevitable impacts of the Project on Front Park, including the physical historic restoration of Front Park itself following the removal of Baird Drive. While the Conservancy acknowledges that the FHWA's May 12, 2009 Adverse Effect Determination states that "the historic integrity of Front Park is not adversely affected under Section 106 by proposed changes to the urban residential setting," the Conservancy continues to strenuously disagree with this conclusion (See Letter of the Conservancy to Robert M. Davies and Daniel P. Hitt, June 19, 2009), and continues to expect that FHWA will engage in further Section 106 consultation with all consulting parties to support its final decision on the ramp design (whatever that final decision may be) as well as its final decision concerning mitigation measures pertaining to the removal of Baird Drive. The Conservancy also concurs with the August 11, 2010 letter of the National Trust for Historic Preservation, which observes that the MOA was both promulgated without regard for the consultation requirements of Section 106, and fails to reflect any requisite effort on the part of FHWA to avoid or minimize adverse effects on historic properties and neighborhoods, or adequately identify the elements of the Project that will harm historic properties and neighborhoods.

II. SECTION 4(F) REVIEW

In light of the failure of the Section 106 MOA to address key issues pertaining to the impact of the Project on Front Park, the Conservancy is greatly concerned that the FHWA intends to utilize the June 17, 2010 MOA as its conclusive findings for purposes of Section 4(f) review in the forthcoming FEIS. Moreover, the MOA only heightened the Conservancy's concerns about the approach that FHWA intends to adopt in its Section 4(f) review, particularly in light of FHWA's previous stated intent to make a finding that the Project's Section 4(f) impacts on Front Park were *de minimis*. While an October 8, 2009 letter from FHWA Senior Attorney Ken Dymond to the Conservancy subsequently suggested that such a finding was merely intended to be "preliminary," this clarification came only after the Conservancy expressly objected to the FHWA's intent in this regard. For the reasons articulated below, the Conservancy believes that as a matter of law, the Section 4(f) standards cannot be met by the MOA alone, and that the Section 4(f) impacts of the Project are certainly not "de minimis" by any reasonable measure. The Conservancy believes that significant substantive efforts on the part of FHWA are required before FHWA can issue a legally-sufficient Section 4(f) review as part of its FEIS on the Project.

A. The Legal Standard of Section 4(f)

As FHWA is aware, because Front Park is both a site of historic significance and a public park, the mandates of Section 4(f) are clear: FHWA is prohibited from approving any project that requires the use of any "public park" or "historic site" unless "there is no feasible and prudent alternative to the use of such land" and "such program includes all possible planning to minimize harm to such part . . . or historic site resulting from such use." 23 U.S.C. § 138.

Should FHWA fail to address 4(f) issues adequately, FHWA leaves the FEIS open to legal challenge for failure to demonstrate the absence of a feasible and prudent alternative, and failure to demonstrate that the proposal includes all possible planning to minimize the harm and mitigate impacts. See, e.g., Citizens to Preserve Overton Park v. Volpe, 401 U.S. 402 (1971); Coalition Against a Raised Expressway, Inc. v. Dole, 835 F.2d 803 (11th Cir. 1988). In order to find an alternative "not prudent" under Section 4(f), FHWA must find that the alternative presents "unique problems" — in other words, that there are "truly unusual factors present," or that the "cost or community disruption" resulting from the proposed alternative would reach "extraordinary magnitudes." Citizens to Preserve Overton Park, at 413. Moreover, it is clear that Section 4(f) is significantly more expansive in its substantive requirements than is Section 106. While Section 106 review is limited to adverse impacts on historic properties, Section 4(f) requires mitigation of adverse impacts on public parkland in general, regardless of the historic nature of the specific property itself.

FHWA's own guidance (Section 4(f) Policy Paper (2005)) further states that it is "essential" that the Section 4(f) analysis include "the location and design alternatives that would avoid the use altogether or minimize the use and harm to the 4(f) land; analysis of impacts of avoidance and Section 4(f) use alternatives; and all measures to minimize harm,

such as design variations, landscaping and other mitigations." Policy Paper at 3. Furthermore, FHWA guidance is clear that the decision of FHWA in this regard is not discretionary: "if there is a feasible and prudent alternative that avoids the use of a 4(f) resource, among alternatives that use a 4(f) resource, the alternative that must be selected is the one that avoids the 4(f) resource." *Id.* at 5 (emphasis supplied).

B. Procedural Issues Relating to Section 4(f) and Front Park

There is little doubt that the adverse impacts of the Project on Front Park constitute a "use" for the purpose of Section 4(f). Land that is used or designated as a public park is presumed significant for Section 4(f) purposes unless explicitly determined otherwise by the appropriate federal or local officials, Arlington Coalition on Transp. v. Volpe, 458 F.2d 1323 (4th Cir. 1972)

First, the removal of Baird Drive from Front Park — as a part of the broader proposal to reconfigure traffic patterns relating to the Peace Bridge — constitutes a direct "use" of the park itself, and such removal without associated restoration of the historic park land on which Baird Drive is situated indisputably constitutes a direct use of a Section 4(f) resource. Second, "harm" to Section 4(f) resource encompasses not only direct use of park land, but "noise, air pollution and general unsightliness," D.C. Federation of Civic Associations v. Volpe, 459 F.2d 1231, 1239 (D.C. Cir. 1971). Such "constructive uses" are clearly present at Front Park. See also, e.g., Allison v. United States Dep't of Transp., 908 F.2d 1024, 1028 (D.C. Cir. 1990) (holding that for the purpose of Section 4(f), noise that is inconsistent with a parcel of land's continuing to serve its recreational, refuge, or historical purpose constitutes a "use" of that land); Davis v. Mineta, 302 F.3d 1104 (10th Cir. 2002) (same). Courts have also found constructive uses for Section 4(f) purposes when a project is within close proximity to a park resource. See Coalition Against Raised Expressways, Inc. v. Dole, 835 F.2d 803 (11th Cir. 1988) (on-ramp within 43 feet of 4(f) resource is constructive use); Stop H-3 Ass'n v. Coleman, 533 F.2d 434 (9th Cir. 1976) (highway within 100-200 feet of 4(f) resource is constructive use); City of S. Pasadena v. Slater, 56 F. Supp. 2d 1106 (C.D. Cal. 1999) (highway within 15 feet of a historic district is constructive use).

The Conservancy also believes that as a matter of law, FHWA is precluded from conducting an adequate alternatives analysis under Section 4(f) until all of the potential Section 4(f) impacts on relevant properties within the APE — including Front Park — are identified. In Corridor H Alternatives, Inc. v. Slater, 166 F.3d 368 (D.C. Cir. 1999), the D.C. Circuit rejected an attempt by FHWA to issue a Record of Decision (ROD) prior to completing its requisite Section 106 review, holding that FHWA had failed to comply with Section 4(f) by deferring these reviews until after the issuance of the ROD. *Id.* at 371-73. Similarly, FHWA has expressly conceded here in its cover letter to the Section 106 MOA that "no decision has been made at this time" as to potential modifications of Ramp B, thus indicating that not all alternatives have yet been fully contemplated. In light of the acknowledged inchoate nature of FHWA's approach to the Ramp B alignment, the Conservancy believes it would be exceptionally inadvisable for FHWA to issue a Section 4(f) finding before the Ramp B alignment (and any attendant additional Section 106 issues)

have been satisfactorily resolved. Any FEIS issued prior to such resolution would be premature, as a supplemental FEIS would inevitably be required once an affirmative decision regarding Ramp B is been reached. See also North Idaho Community v. U.S. Dept. of Transp., 545 F.3d 1147, 1159 (9th Cir. 2008) ("[B]ecause the § 4(f) evaluation cannot occur until after the § 106 identification process has been completed, the § 106 process necessarily must be complete by the time the ROD is issued.").

C. Substantive Issues Relating to Section 4(f) and Front Park

As a substantive matter, FHWA has failed to date to demonstrate that there is "no feasible and prudent alternative" to its preferred Ramp B option, or that its preferred proposals for Ramp B minimize the harm to Front Park to the extent required under Section 4(f). First, there has been no serious consideration by FHWA to this point as to alternative locations for the Project entirely, or an explication of the reasons for why the Project is required to be of the size and scope currently proposed, "[A]n agency may not define the objectives of its actions in terms so unreasonably narrow that only one alternative from among the environmentally benign ones in the agency's power would accomplish the goals of the agency's action, and the EIS would become a foreordained formality." Citizens Against Burlington, Inc. v. Busey, 938 F.2d 190, 196 (D.C. Cir. 1991). Nor is this an instance in which the alternative proposed by the Conservancy — depressing Ramp B — "does not effectuate the project's purposes" and is thus, "by definition, unreasonable, and need not be evaluated in detail under 4(f)." City of Bridgeton v. Federal Aviation Administration, 212 F.3d 448, 461 (8th Cir. 2000). To the contrary, the alternative ramp scheme supported by the Conservancy and other groups is eminently reasonable: it would clearly effectuate the overall purposes of the Project to improve traffic efficiency relating to egress from the Peace Bridge, yet would simultaneously avoid creating a substantial detriment to Front Park and its users.

Second, harm minimization requires FHWA to consider alternatives that result in a "less or less-drastring use of a Section 4(f) resource." Merritt Parkway Conservancy v. Mineta, 424 F. Supp. 2d 396, 417 (D. Conn. 2006). See Druid Hills Civic Ass'n, Inc. v. Federal Highway Admin., 772 F.2d 700, 716 (11th Cir. 1985) ("Relocation of the highway through another portion of the section 4(f) area or through other section 4(f) properties must be considered as a means of minimizing harm."); Concerned Citizens Alliance, Inc. v. Slater, 176 F.3d 686, 694 (3d Cir. 1999) (same); Policy Paper at 7 ("Minimization of harm entails both alternative design modifications that lessen the impact on 4(f) resources and mitigation measures that compensate for residual impacts.") (emphasis supplied). Indeed, as the courts have held, "[i]n other words, whatever harm cannot be avoided by choosing between construction alternatives should be mitigated by design choices within the chosen construction option." Merritt Parkway Conservancy, 424 F. Supp. 2d at 417 (emphasis supplied). Unless the forthcoming Section 4(f) review provides evidence that serious, substantive efforts have been made to develop such harm mitigation with respect to the impact that Ramp B will have on Front Park, the Conservancy believes that the FEIS will be insufficient as a matter of law.

The Conservancy would further note that the Peace Bridge Expansion Project's Technical Memo of April 10, 2009 simply does not rise to the requisite level of effort in this regard. As the FHWA's own guidance makes clear, "findings of 'no feasible and prudent alternatives' and 'all possible planning to minimize harm' must be well documented and supported." Policy Paper at 2. Under this standard, the Technical Memo is entirely inadequate, as it summarily concludes that depressing Ramp B is not a viable option because doing so would create temporary traffic detours during construction, involve "complexity" in its construction, and require extensive coordination with "various agencies." The Conservancy need not remind FHWA that compliance with Section 4(f) requires considerably more justification than articulating a desire to both maximize construction efficiency and minimize the need to coordinate with other relevant parties.

Finally, to the extent that FHWA may believe that the option to depress Ramp B need not be considered under Section 4(f) due to financial cost, the Conservancy observes that such a finding would be contrary to the existing law. The Supreme Court has held that FHWA may find an alternative "not prudent" under Section 4(f) only in circumstances when "truly unusual factors [are] present," including where the "cost or community disruption" resulting from the proposed alternative would reach "extraordinary magnitudes." Citizens to Preserve Overton Park, at 413. FHWA's own guidance states that "the cost of mitigation should be a reasonable public expenditure in light of the severity of the impact on the 4(f) resource," Policy Paper at 8. The Peace Bridge Expansion Project's Technical Memo of April 10, 2009 concluded that the cost of locating Ramp B over I-190 (FHWA's preferred option) to be \$10 million, and the cost of depressing Ramp B to be \$30.8 million, a net increase of \$20.8 million.

Further, Stop H-3 Ass'n v. Dole, 740 F.2d 1442 (D. Haw. 1984) clearly indicates that such a cost differential is immaterial for Section 4(f) purposes. In Stop H-3, the court found that "the increased cost of \$42 million . . . is not a cost of extraordinary magnitude, especially in light of the projected total cost of H-3, \$386 million." Id. at 1452 (emphasis supplied). In other words, an alternative that increased overall project costs approximately 11% was deemed reasonable within the meaning of Section 4(f). By contrast, the Peace Bridge Expansion Project has an overall estimated cost of between \$750 million and \$1 billion, meaning that an increase of \$20.8 million in project costs would constitute — at most — only a 2.7% increase overall. Such a minor increase simply cannot constitute a "cost of extraordinary magnitude" as that term has been interpreted by the courts. In light of the existing case law and Peace Bridge's own cost estimates of the Ramp B alternative, the Conservancy trusts that FHWA will not claim in its Section 4(f) review that the option of depressing Ramp B constitutes a "cost of extraordinary magnitude" that removes this alternative from the ambit of Section 4(f).

III. CONCLUSION

In Coalition Against a Raised Expressway, Inc. v. Dole, 835 F.2d 803, 811 (11th Cir. 1988), the Court elegantly articulated the importance of Section 4(f) in a factual context exceptionally similar to that of Front Park:

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While the elimination of the view, the increase in noise and air pollution, and the close location of the highway may not individually constitute a use; cumulatively they significantly impair the utility of the properties. We understand the government's argument that downtown Mobile is not an unsullied area; however, a freeway raised seventeen feet in the air and adjacent to these protected properties would inevitably have a further adverse impact on the sites.

Unlike many other environmental statutes, Section 4(f) "imposes a substantive mandate on the Administration." City of Alexandria v. Slater, 198 F. 3d 862, 871 (D.C. Cir. 1999). The Conservancy expects that the Section 4(f) review contained in the forthcoming FEIS will, in both procedure and substance, meet the "stringent mandates" required by law. See Davis v. Mineta, 302 F.3d 1104, 1121 (10th Cir. 2002); Save Our Heritage, Inc. v. Federal Aviation Administration, 269 F.3d 49, 59 (1st Cir. 2001) ("Section 4(f) . . . is even more stringent [than NEPA and NHPA] where it applies.")

The Conservancy looks forward to working with FHWA and NYSDOT to develop a mutually satisfactory resolution to the Section 4(f) issues concerning both Ramp B and the restoration of the parkland occupied by Baird Drive, and would welcome the opportunity to discuss this matter further at your convenience.

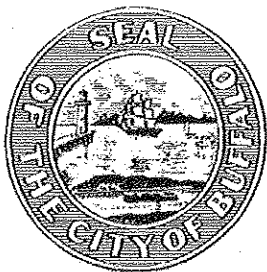
Sincerely,


Douglas M. McGarrah

Cc:

Thomas Herrera-Mishler, CEO, Buffalo Olmsted Parks Conservancy
Anne Joyce, Chair, Buffalo Olmsted Parks Conservancy
Jeffrey Kolb, Division Administrator, Federal Highway Administration
Ruth Pierpont, New York State Office of Parks, Recreation and Historic Preservation
Mary Ann Naber, Federal Preservation Officer, FHWA
Reid Nelson, Advisory Council on Historic Preservation
Carol Legard, Advisory Council on Historic Preservation
Charlene Vaughn, Advisory Council on Historic Preservation
Cleo Jones, New York State Department of Transportation
Jay Diloranzo, Preservation League of New York State
Tania Werbizky, Preservation League of New York State
Elizabeth Merritt, Deputy General Counsel, National Trust for Historic Preservation
Mike Smith, National Office, National Trust for Historic Preservation
Roberta Lane, Northeast Office, National Trust for Historic Preservation
Congressman Brian Higgins, 27th New York District
Iris Grestram, Executive Director, National Association of Olmstead Parks

REFERRED TO THE COMMITTEE
ON COMMUNITY DEVELOPMENT.



Common Council

Legislative Staff

City of Buffalo, NY

Chief of Staff
James S. Pajak 136
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Senior Legislative Assistants
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William B. Licata
Julia A. Paul
Melissa Sanchez-Fernandez
Richard Wall
Legislative Aide
James N. Jackson

November 30, 2010

Gerald Chwalinski, City Clerk
1302 City Hall
Buffalo, NY 14202

RE: Information requested by Common Council Members at the Capital Improvement
Program Budget Workshop

Dear Mr. Chwalinski:

Please file the attached information submitted to our staff by email by the Department of
Audit and Control, in response to questions raised by Common Council members at the
CIP Workshop referenced above.

Thank you for your assistance in this matter.

Sincerely,

JAMES S. PAJAK
Common Council Chief of Staff

REFERRED TO THE SPECIAL
COMMITTEE ON BUDGET

65 Niagara Square - Room 1413
Buffalo, New York 14202-3318
Phone: (716) 851-5105
Fax: (716) 851-4234

BUDGET

20A

Pajak,James

From: Calipari,Richard
Sent: Tuesday, November 30, 2010 1:30 PM
To: Pajak,James
Cc: Fishkin,Darby R.
Subject: FW: council accounts.xls
Attachments: Richard F Calipari CGFM.vcf; council accounts.xls

Importance: High

Jim,

Attached is the file that was requested by the Council members at the recent CIP budget workshop.

Rick

Richard F. Calipari, CGFM
City of Buffalo
Investment & Debt Management Officer
(716) 851-5269 Work
(716) 465-0760 Mobile
rcalipari@city-buffalo.com
au55@ch.ci.buffalo.ny.us
rcalipari007@gmail.com

From: Tempestoso,Leonardo
Sent: Tuesday, November 30, 2010 12:30 PM
To: Calipari,Richard; Whitcomb,Richard
Subject: council accounts.xls

Munis	ACCOUNTS FOR:	ORIGINAL APPROP	TRANSFRS ADJUSTMNTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET @ 11/30/10	AVAILABLE BUDGET @ 6/30/10
33400206	CITYWIDE TREE TRM&REMV 2001 SV	1,000,000.00	70,000.00	1,070,000.00	981,227.72	41,251.80	47,520.48	88,772.28
33311306	TREE TRIMMING/REM C/W 06 SV	500,000.00	20,000.00	520,000.00	515,586.35	4,413.65	0.00	39,558.90
30311506	C/W TREE REMVL & PLNT 07 SV	266,670.00	18,700.00	285,370.00	238,920.49	22,749.34	23,700.17	13,450.00
		<u>1,766,670.00</u>	<u>108,700.00</u>	<u>1,875,370.00</u>	<u>1,735,734.56</u>	<u>68,414.79</u>	<u>71,220.65</u>	<u>141,781.18</u>
32400506	PARKS IMPRV CITY/WIDE 09 SV	514,167.00	-	514,167.00	158,544.06	8,599.00	347,023.94	347,023.66
39400106	PKS/PLYGRND IMPR C/W 02 SV	2,200,000.00	(92,130.00)	2,107,870.00	2,085,659.71	-	22,210.29	22,210.09
39400106	IMPR PARKS/PLYGRNDS C/W 06 SV	1,100,000.00	(320,196.00)	779,804.00	767,905.79	-	11,898.21	11,898.71
30311406	IMPROV C/W PARKS 07 SV	1,066,679.00	6,573.00	1,073,252.00	1,054,559.32	13,516.00	5,176.68	5,177.25
39400706	CITY PARKS IMPROV 2001 SV	1,000,000.00	1,000,000.00	2,000,000.00	1,995,865.94	-	4,134.06	4,134.06
31450106	C/W PARKS IMPRVMT 08 SV	1,085,555.00	-	1,085,555.00	1,004,134.53	79,893.65	1,526.82	1,526.41
		<u>6,956,401.00</u>	<u>594,247.00</u>	<u>7,550,648.00</u>	<u>7,066,669.35</u>	<u>102,008.65</u>	<u>391,970.00</u>	<u>391,970.18</u>
30500106	VEHICLE PURCH PW 07 SV	837,343.00	(253,114.00)	584,229.00	563,858.71	-	20,370.29	20,370.55
31311006	STREETS VEHICLES 08 SV	862,356.00	-	862,356.00	784,197.16	42,324.00	35,834.84	35,835.29
32300106	STREETS VEHICLES-PUR 09 SV	505,075.00	(382,324.00)	122,751.00	40,431.47	-	82,319.53	82,319.88
		<u>2,204,774.00</u>	<u>(635,438.00)</u>	<u>1,569,336.00</u>	<u>1,388,487.34</u>	<u>42,324.00</u>	<u>138,524.66</u>	<u>138,525.72</u>
30310206	C/W ARTERIAL PAVMNT 07 SV	112,001.00	(47,600.00)	64,401.00	-	-	64,401.00	64,401.33
30310306	C/W INFRASTR REPR & REPL 07 SV	3,563,825.00	356,545.00	3,920,370.00	3,748,787.08	61,876.08	109,706.84	167,002.32
31310206	C/W INFRASTR REP&REP 07 SV	626,629.00	-	626,629.00	614,344.30	8,368.80	3,915.90	12,284.48
31310406	C/W INFRA REPR&REPL 08 SV	3,661,742.00	1,172,228.00	4,833,970.00	3,939,265.58	104,107.05	790,597.37	815,661.55
31310506	C/W ARTRIAL PVMT MLL&RES 08 SV	597,055.00	(100,000.00)	497,055.00	127,931.42	115,750.00	253,373.58	253,373.60
32311506	C/W INFRASTR REPR/REPL 09 SV	3,449,665.00	646,441.00	4,096,106.00	3,774,836.70	318,716.09	2,553.21	2,552.87
		<u>12,010,917.00</u>	<u>2,027,614.00</u>	<u>14,038,531.00</u>	<u>12,205,165.08</u>	<u>608,818.02</u>	<u>1,224,547.90</u>	<u>1,315,276.15</u>
39320406	RECONST FIREHOUSES 06 SV	3,000,000.00	13,150.00	3,013,150.00	2,735,569.75	124,480.25	153,100.00	310,905.53
31320306	DIST HEAT DIST SYS REPL 08 SV	217,111.00	-	217,111.00	71,284.51	-	145,826.49	145,826.41
32320806	DIST HEAT DISTR SYS REPL 09 SV	216,172.00	-	216,172.00	142,711.90	19,672.00	53,788.10	101,863.06
		<u>3,433,283.00</u>	<u>13,150.00</u>	<u>3,446,433.00</u>	<u>2,949,566.16</u>	<u>144,152.25</u>	<u>352,714.59</u>	<u>558,595.00</u>
30320506	CITY HALL RECONSTR 07 SV	2,133,359.00	-	2,133,359.00	1,769,298.44	173,494.13	190,566.43	293,785.83
35320806	CITY COURT RECONSTRUCTN 00-01	500,000.00	1,249,697.00	1,749,697.00	1,563,131.49	46,649.31	139,916.20	278,808.83
		<u>2,633,359.00</u>	<u>1,249,697.00</u>	<u>3,883,056.00</u>	<u>3,332,429.93</u>	<u>220,143.44</u>	<u>330,482.63</u>	<u>572,594.66</u>
32310106	BRIDGE REPAIR 09 SV	540,431.00	-	540,431.00	79,947.17	273,838.19	186,645.64	273,838.19
31310606	EMERGENCY BRIDGE REPR 08 SV	542,777.00	-	542,777.00	424,197.95	38,196.40	80,382.65	11,571.48
		<u>1,083,208.00</u>	<u>-</u>	<u>1,083,208.00</u>	<u>504,145.12</u>	<u>312,034.59</u>	<u>267,028.29</u>	<u>285,409.67</u>
36321006	RESTOR OF MONUMENTS 99-00 SV	200,000.00	-	200,000.00	174,951.00	-	25,049.00	-
39310506	MONUMENT RESTR 02 SV	250,000.00	-	250,000.00	197,524.00	34,865.00	17,611.00	34,865.00
30229706	RESTORATION MONUMENTS SV	240,000.00	41,000.00	281,000.00	261,837.54	-	19,162.46	-
		<u>690,000.00</u>	<u>41,000.00</u>	<u>731,000.00</u>	<u>634,312.54</u>	<u>34,865.00</u>	<u>61,822.46</u>	<u>34,865.00</u>
		<u>30,788,612.00</u>	<u>3,398,970.00</u>	<u>34,187,582.00</u>	<u>29,816,510.08</u>	<u>1,532,760.74</u>	<u>2,838,311.18</u>	<u>3,439,017.56</u>



THE EIGHTS
BISTRO AT 888 MAIN STREET

To Whom It May Concern:

I would like to appeal the Preservation Boards decision regarding The Eights Bistro located at 888 Main St. We want to put up a fixed wedge shaped awning across the front of the building with graphics on it. This design will provide much needed protection and identification.

The preservation Board denied me request and suggested two (2) individual retractable awnings instead. This would provide neither the protection nor the identification I am looking for.

The previous owner applied for this exact awning in September 2009. At that time the Preservation Board denied his request also. He then appealed to the Common Council which granted permission to put up the single wedge shaped awning.

The previous owner ended up not opening the business and therefore did not put up the awning. I am asking the Common Council to approve this appeal like it did in the fall 2009.

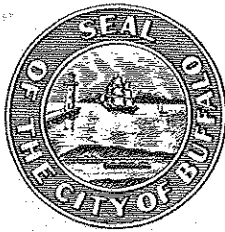
Sincerely,



Amelia Schineller

**REFERRED TO THE COMMITTEE
ON LEGISLATION.**

00025



Common Council

City of Buffalo

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DEMONE A. SMITH

MASTEN DISTRICT COUNCIL MEMBER

65 NIAGARA SQUARE, ROOM 1316A

BUFFALO, NY 14202-3318

PHONE: 851-5145 • FAX: 851-5443

E-mail: dsmith@city-buffalo.com

Website: <http://www.city-buffalo.com>

LEGISLATIVE ASSISTANTS

TIFFANY LEWIS

TODD McALISTER

CHAIRMAN

EDUCATION

MINORITY BUSINESS ENTERPRISE

COMMITTEES

COMMUNITY DEVELOPMENT

TO: Gerald Chwalinski

FROM: Councilmember Demone Smith

Date: November 23, 2010

RE: Abuse by the NFTA Transit Authorities

I would like to file the attached information for the next Common Council meeting to be held on November 24, 2010.

Thank you.

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Brother Taharka
171 Victoria Ave.
Buffalo, NY 14214

November 10, 2010

Mr. Lawrence McKler
CEO NFTA
181 Ellicott St.
Buffalo, NY 14203

RE: Abused Once Again

Dear Mr. McKler,

We write today because this is the last straw. Even though the event that I'm about to summarize happened over a week ago, the vision, the clarity of the vision is like it happened just a few minutes ago. The same as my other two first hand experiences with police abuse of their authority.

On Tuesday October 26, I could have been shot, unarmed, in my own backyard by a NFTA Transit cop. My only crime was driving with a burned out headlight bulb and refusing to lay face down in the torrential rain in my own backyard. The officer should have stopped me long before I turned into my driveway as he said he followed me for two blocks. He actually pulled into my driveway after me. Obviously he was tranquilized by his own fantasies about "cops and robbers" and his perceived "omnipotent authority." When I refused his command to lay face down in the torrential rain in my own backyard, I didn't realize that he was "beet red" and probably breaking out in a "cold sweat." (My wife informed of this after.) The officer was scared to death. I had already kneeled on the ground in the rain in my own backyard; what more did he want from me? *Did he want to strip me of my dignity?*

My wife pleaded with him from the porch, "what are doing, what are you doing, he lives here". She frantically called 911 on him, "he's going to kill my husband; he's going to kill my husband." Since I wouldn't lay face down in the torrential rain, he ordered me to turn around and put my hands on the trunk of my car which I did. He finally handcuffed me and placed me in the Transit Police car.

The Buffalo police never showed up, only three or four more Transit Police cars. After my wife's pleading with them, the intervention of my neighbors, and their police conferences, a different Transit Cop finally removed the handcuffs. The first Transit cop gave me a ticket for the bad headlight at my own address. (I don't even know if that is legal.) He said "I could have killed you." Now as if he is doing me a favor he tells me to plead "not guilty" and he won't show up to court. What I am I to believe?

When I finally got out of the police car two other Transit Officers were attempting to justify their partner's treatment of me to my wife. They told of a You-Tube video of the CPP (Central Park Posse,) which we knew nothing about. I explained to them that everybody that lives in a high crime

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neighborhood (virtually the whole so-called inner city of Buffalo) is not a criminal. I explained to them that I was after these self-proclaimed posses too but from a different premise, I look at them as sons and daughters in despair and gone wild.

Reflecting on this experience and my other first hand experiences of police abuse leads to a conclusion. Reflecting on the countless brothers and sisters that have been murdered, physically abused, and/or insulted by the police: the Arthur Miller(s), the Eleanor Bumper(s), the Amadou Diallo(s), the Rodney King(s), the Louis Gate(s) of the world, I must remind you that police brutality is a real problem in this country and within this city of "good neighbors" too.

If I empathize with the police, the first thing that they must realize is that they cannot perform their duties in fear. *They cannot follow citizens around and treat them as trespassers in their own homes and communities.* Then they want to rip through their personal belongings looking for contraband that isn't there. They want to cross examine you and act like a dentist ("open your mouth, do you have drugs in there",) instead of communicating like civilized human beings. They have interpreted their badge and gun to mean some kind of devilish omnipotent God authority summoning you to do things as if you're on the fraternity pledge line.

Obviously the sensitizing training that they received from various "community groups" over the years didn't work. Their training must be more potent and intense. How about coming to live where I live and walking in my shoes for a spell? Better yet, how about a neighborhood residency law for police officers? At least they should get out of their armored cars and work around the neighborhood like my daughters have to do.

I offer this brief summary and reflection because we need a solution. Over the years there have been too many unnecessary lives taken and too much disruption of ordinary people's daily lives. We cannot accept that these incidents are just casualties of the war on crime but rather they are a manifestation of racist ideology and discriminatory policies inherent within police departments in this country and their associates including the NFTA transit cops.

Feel free to respond to me via email at odingat@aol.com or phone at (716) 715-3727.

Sincerely,

Brother Taharka

Brother Taharka

Cc.

Mayor Byron Brown

Captain Jake

The Challenger

Councilman Demone Smith

REFERRED TO THE SPECIAL COMMITTEE ON POLICE OVERSIGHT



00026

Common Council

City of Buffalo

143

DEMONE A. SMITH

MASTEN DISTRICT COUNCIL MEMBER

65 NIAGARA SQUARE, ROOM 1316A

BUFFALO, NY 14202-3318

PHONE: 851-5145 • FAX: 851-5443

E-mail: dsmith@city-buffalo.com

Website: <http://www.city-buffalo.com>

LEGISLATIVE ASSISTANTS

TIFFANY LEWIS

TODD McALISTER

CHAIRMAN

EDUCATION

MINORITY BUSINESS ENTERPRISE

COMMITTEES

COMMUNITY DEVELOPMENT

TO: Gerald Chwalinski

FROM: Councilmember Demone Smith

Date: November 23, 2010

RE: Home Front clients paid fees

I would like to file the attached information for the next Common Council meeting to be held on November 24, 2010.

Thank you.

**REFERRED TO THE COMMITTEE
ON COMMUNITY DEVELOPMENT.**

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- [All News Columns](#)
- [The News Editorials](#)
- [Zyglis Cartoons](#)
- [From Our Readers](#)
- [Viewpoints](#)
- [Blogs](#)
- [Editorial Columns:](#)
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 - [Bob McCarthy](#)
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Scam probe centers on ex-worker at agency

HomeFront clients paid fees, got no help

By Dan Herbeck

Published: November 17, 2010, 12:00 AM

Updated: November 17, 2010, 7:57 AM

A Buffalo not-for-profit agency that helps low-and middle-income people buy and keep their homes is under investigation by federal agents, The Buffalo News learned Tuesday.

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According to law enforcement officials and other sources familiar with the investigation, the probe focuses on allegations of fraud involving a former employee of Home- Front.

The sources said dozens of people may have been victimized by a scam in which the former Home- Front employee agreed to help people restructure their mortgages to avoid foreclosure. The former employee then charged fees for the service and kept the money without doing anything to help the clients, according to the sources.

The former employee was fired Nov. 2, sources said, several days after federal agents served Home- Front officials with a subpoena seeking information on the former employee's dealings with clients.

Bryan M. Cacciotti, CEO of HomeFront, and James P. Harrington, an attorney for the agency, sought to distance HomeFront from the former employee's activities.

"We believe all this is related to the actions of one employee who was doing this without the knowledge or permission of anyone at HomeFront," Harrington said. "Once [HomeFront] learned of the alleged theft, they took immediate action to remove the employee and began an internal review to determine which clients or cases may have been involved.

"The staff and volunteer leadership are cooperating fully with the U. S. Attorney's Office to determine the extent of the theft."

Cacciotti said, "At the heart of our mission is the idea of helping people. It's our hope that by cooperating with the authorities, the losses will be mitigated and we can continue to do the fine work we have done."

HomeFront works closely with the U. S. Department of Housing and Urban Development, as well as city and state governments. The agency has an annual budget of about \$2.2 million, which it obtains from charitable organizations and federal and state funding sources.

Recently, HomeFront has been working with the state's Block-By-Block program to rehabilitate vacant homes on 19th Street on Buffalo's West Side. The homes are then sold for prices from the lower \$80,000 range to the lower \$90,000 range.

HomeFront also provides counseling and education programs to help people determine whether they can afford to buy a home and keep up with mortgage payments, Cacciotti said.

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According to Harrington, HomeFront officials are proud of the work they do and do not want a federal investigation involving one former employee to tarnish the entire agency.

"Since 1998, we've helped over 1,100 individuals to purchase their first homes," Cacciotti said. "We conducted a study in 2008, and only about 1 percent had lost their homes due to foreclosures."

Founded in 1975, Home- Front has eight paid staff members and a volunteer board of directors.

Assistant U. S. Attorneys Trini

E. Ross and Kathleen A. Lynch, who work with the Buffalo Mortgage Fraud Task Force, are overseeing the investigation, which involves the HUD Inspector General's Office and other agencies. Ross and Lynch declined to comment on the probe Tuesday.

An Amherst woman who went to HomeFront for help with some financial problems told The News — and also has told federal investigators—that the woman recently fired by HomeFront cheated her out of \$3,000.

The Amherst woman, who is in her 30s and has two children, said she contacted HomeFront for help in May, after missing several months of work with a severe back injury and falling behind on her mortgage payments.

The woman said she was referred to a HomeFront housing counselor, who told her she could work with her lender to modify the mortgage payment schedule, making it possible for her to make smaller payments over a longer period of time.

"[The housing counselor] was very bubbly, the friendliest person ever. She told me all about her family and seemed like she wanted to help," said the Amherst woman, who said she is embarrassed about her financial difficulties and spoke on the condition that she would not be named.

According to the Amherst woman, the counselor told her that she needed to come up with \$3,000 to cover late fees on the mortgage and then insisted that the \$3,000 be paid with cash or a money order.

"She told me that she would deal with the mortgage company and that I should not respond to any phone calls or letters from the mortgage company," the Amherst

woman said. "I gave her \$3,000 cash, and that was it. She never did anything for me." 147

The Amherst woman said that it is hard for her to believe that HomeFront had no idea that the housing counselor was cheating clients. She also complained that — so far—Home- Front officials seem reluctant to give her the \$3,000 back.

Harrington said the incident described by the Amherst woman was completely out of step with HomeFront's policies for its counselors. He added that the agency will do what it can to help victims recover the money.

"While we are confident that this is an isolated incident involving a rogue employee, HomeFront is in the process of reviewing policies and procedures to prevent a situation similar to this from occurring in the future," Harrington said.

"Our policy," Cacciotti said, "is helping people, not hurting them."

dherbeck@buffnews.com

advertisement

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PETITIONS

R. Cierniak, Agent, Rezoning M2 and M1 to R3, 127 Clayton & 2030 Elmwood-
55 Unit Senior Apartment Facility
(North)(pub hrg 12/14)

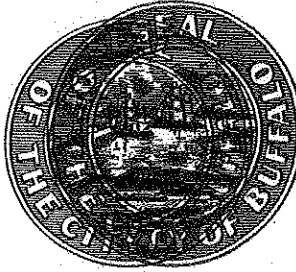
REFERRED TO THE COMMITTEE ON LEGISLATION, THE CITY PLANNING
BOARD AND THE ZONING BOARD

OFFICE OF THE CITY CLERK

GERALD A. CHWALINSKI
City Clerk
Registrar of Vital Statistics

WILMER OLIVER, JR.
Deputy City Clerk

DIANA RICO
Deputy City Clerk
Deputy Registrar of Vital Statistics



65 NIAGARA SQUARE
ROOM 1308 CITY HALL
BUFFALO, NEW YORK 14202
PHONE: (716) 851-5431
FAX: (716) 851-4845

This is to acknowledge that I have been informed as to the time and place for the public hearing regarding:

Reopening 127 Clayton 2030 Q/mwood 55-unit
Senior Apartment Facility

to be held in the Council Chamber, 13th Floor, City Hall On:

December 17, 2010 AT 2:00 PM

I am also informed that this is the only notice that the petitioner and or owner will receive, and that if I am not the owner or petitioner, I will inform said owner, petitioner or his/her agent of the above.

Signed K. Ruina (Agent or Owner)

Print Name ROBYN CIERNIAK Phone # 716.683.5961

Date 11/10/10

ATTENTION:

PLEASE ALSO CONTACT BILL GRILLO PRINCIPAL PLANNER, 851-5086
FOR PLANNING BOARD MEETING.

Spoke to
Patricia
hearing date
12/14/10

PETITION TO AMEND ZONING MAP
(MUST BE FILED IN QUADRUPPLICATE)
(REVISED JANUARY 1993)

APPROVED AS TO FORM ONLY

DATE: 11/19/10BY: [Signature]Division of Planning
Room 901 City Hall

TO: THE COMMON COUNCIL OF THE CITY OF BUFFALO:

Pursuant to Article XXV Section 511-126 of Chapter 511 of the Code of the City of Buffalo, the undersigned petitioner hereby makes application for an amendment or change in the Buffalo Zoning Map concerning certain premises in the city as follows:

1. Name and Address of Petitioner:

People Inc., 1219 North Forest Road, PO Box 9033, Williamsville, NY 14231

2. Description of property sought to be rezoned by street and address: (this must be verified by the Survey Office- Division of Engineering- Room 605 City Hall.)

127 Clayton Street, Buffalo, NY and 2030 Elmwood Avenue, Buffalo, NY

3. Total area of property to be rezoned in square feet: 475,849

4. If the petitioner is not the owner of the premises give:

A. Name of owner(s) Niagara Buffalo Center Associates

Address(es) 5151 Collins Avenue, Miami, FL 33140

B. What is interest of petitioner in this proposed Zoning Amendment?

Rezoned from R2 and M1 to R3 to accommodate proposed 55-unit Senior Apartment Facility

5. An accurate survey, by a licensed surveyor, of the property, showing dimensions and all boundary lines, and the location of all structures on the premises. To be attached on both original and copies of petition.

6. Legal description, by metes and bounds of the property sought to be rezoned:

See attached

7. Present zoning classification of premises: R2 and M18. Proposed zoning classification of premises: R39. Present use of premises: Vacant land10. Proposed use of premises: 55-unit Senior Apartment Facility

11. Description of uses on premises adjacent to the proposed rezoning request and the general description of the kind of neighborhood this area is situated:

North- Railroad

East- Manufacturing

South- Residential homes

West- Residential homes

Neighborhood description- A mix of residential neighborhood to west and south and commercial/manufacturing neighborhood to north and east

12. Description of the adjacent zoning districts surrounding property to be rezoned:

North- R2 and M1

East- M1

South- R2 and M1

West- R2

(EXTRA SHEETS MAY BE ADDED IF NEEDED TO ANSWER ANY QUESTIONS)

PAGE # 2
(Revised 1/93)

13. Map showing all properties, and owners of such properties, included in the proposed change, and all properties having a frontage on both sides of the public highway or highways upon which any premises included in the proposed change have a frontage, within 400 feet in both directions along such highway or highways from the nearest side line, or nearest side line extended, of the premises included in the proposed change, and also, the names of the owners of all properties located within 50 feet of the rear or side line of any premises included in the proposed change must be attached on the original and all copies of the petition.

14. List of all owners and current mailing addresses as shown on the above map, required in accordance with Section 511-126 D (2) of Chapter 511 of the Code of the City of Buffalo:

NOTE: PETITIONER IS RESPONSIBLE FOR AN ACCURATE LISTING OF ALL PROPERTY OWNERS, WITH CURRENT MAILING ADDRESSES TO INSURE PROPER NOTIFICATION TO ALL PERSONS LEGALLY ENTITLED TO SUCH NOTICE:

Name (Please PRINT)	Address (Please PRINT)
1. See Attached	
2.	
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(USE EXTRA SHEETS IF NECESSARY)

PAGE # 3
(Revised 1/93)

15. The petitioner states the use under the proposed amendment to the zoning map is not contrary to or in violation of any private agreement, building restrictions or other legal restrictions of record. The petitioner holds that the proposed rezoning is not inconsistent with a well considered plan for the development of the City as described in Section 511- 2, of Chapter 511 of the Code of the City of Buffalo, and that the proposed zoning is not in conflict with local objectives in the development of the City as a whole.

16. The following additional information is furnished by the petitioner to assist the Common Council in its consideration of the matter set forth in the petition:

none

17. Every application, petition or request for a change of zoning or for a variance or amendment of the zoning or planning regulations, and every application, petition or request for the approval of a plat or for the exemption from a plat, official map, license or permit, shall contain the following:

(A) State, to the extent known by the applicant, whether any State officer or any officer of the County of Erie or the City of Buffalo or any employee of said County or City has any interest in the aforesaid application:

(YES) _____ (NO) X

(B) State the name and address of the aforesaid interested person or persons:

(C) State the nature and extent of the interest:

NOTICE TO PETITIONER: AN OFFICER OR EMPLOYEE SHALL BE DEEMED TO HAVE AN INTEREST IN THE APPLICANT WHEN HE/SHE, HIS/HER SPOUSE, OR THEIR BROTHERS, SISTERS, PARENTS, CHILDREN, GRANDCHILDREN, OR THE SPOUSE OF ANY OF THEM:

- (a) IS THE APPLICANT, OR
- (b) IS AN OFFICER, DIRECTOR, PARTNER OR EMPLOYEE OF THE APPLICANT, OR
- (c) LEGALLY OR BENEFICIALLY OWNS OR CONTROLS STOCK OF A CORPORATE APPLICANT OR IS A MEMBER OF A PARTNERSHIP OR ASSOCIATION WITH THE APPLICANT, OR
- (d) IS A PARTY TO AN AGREEMENT WITH SUCH AN APPLICANT, EXPRESS OR IMPLIED, WHEREBY HE/SHE MAY RECEIVE ANY PAYMENT OR OTHER BENEFIT, WHETHER OR NOT FOR SERVICES RENDERED, DEPENDENT OR CONTINGENT UPON THE FAVORABLE APPROVAL OF SUCH APPLICATION, PETITION OR REQUEST.

OWNERSHIP OF LESS THAN FIVE (5) PERCENT OF THE STOCK OF A CORPORATION WHOSE STOCK IS LISTED ON THE NEW YORK OR AMERICAN STOCK EXCHANGE SHALL CONSTITUTE AN INTEREST FOR THE PURPOSES OF THIS APPLICATION.

DATE: November 8, 2010, BUFFALO, NEW YORK,

Rhonda Frederick
(Signature of Petitioner)

STATE OF NEW YORK)
COUNTY OF ERIE)
CITY OF BUFFALO)

On this 8th day of November, 2010, personally appeared before me
(Name) Rhonda Frederick (Address) 20 Fairchild Amherst NY

the petitioner, to me known to be the same person described in and who signed and executed the foregoing petition and who duly acknowledged to me the execution of the same for the purpose therein mentioned.

Lois L. Crane
Commissioner of Deeds, Buffalo, N.Y.
Notary Public, Erie County, N.Y.
My Commission expires 11/14/2013

LOIS L. CRANE
No 01CR6136592
Notary Public State of New York
Qualified in Erie County
My Commission Expires 11/14/2013

Does petition require action in accordance with the General Municipal Law, Section 239-I, and 239-M ? (To be answered by Division of Planning)

YES _____ NO _____

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

154

November 10, 2010

Mr. James A. Morrell
City of Buffalo Planning Board Chairman
65 Niagara Street
Room 901
Buffalo, NY 14202

Re: Proposed 55-Unit Senior Apartment Facility
127 Clayton Street and 2030 Elmwood Avenue
(C) Buffalo, NY

Dear Mr. Morrell:

Wm. Schutt and Associates has been retained by People, Inc. to design a proposed 55-unit Senior Apartment Facility located on the parcels 127 Clayton Street and 2030 Elmwood Avenue. Both parcels proposed for development are vacant urban lots surfaced with a combination of woods, shrubs and grass areas. Per review of the City zoning ordinance, the parcel at 127 Clayton Street is zoned R1 and the 2030 Elmwood Avenue parcel is zoned M1.

At this time, we are requesting to rezone the two parcels to R3 in order to accommodate the proposed multi-family dwelling.

Please find attached the following information for your review, distribution and approval:

- Four (4) copies of the Boundary Survey
- Four (4) copies of the Legal Description
- Four (4) copies of the Concept Site Plan
- Four (4) copies of the Rezone Application
- Four (4) copies of a map showing the reputed owners surrounding the project site

Please also find attached a check for \$385.00 (check # 324184) which reflects the Rezone Application Fee.

If you have any questions, feel free to contact me.

Thank you,

A handwritten signature in cursive script, reading "Robyn Cierniak".

Robyn Cierniak, CPESC
Project Engineer

Encl.


cc: Rhonda Frederick
Pat Bittar / 10185

10-11-10-10185-morrell-L-rbc.doc

Mailing Labels Screen

Selected Table Name

Print Preview


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Print Bl

Addresses Wanted

Street Name	House Number Low	House Number High
CLAYTON	89	150
ELMWOOD	2010	2150
HINMAN	330	510
KENMORE	1766	1766
KOFLER	1	56
RAMSDELL	322	322
REBECCA PARK	80	160
RUHL	1	53

Select an existing Table

Save Selection Criteria
as a Table

Council District
Abbreviation

Criteria Option

- ☐ Council District Only
- ☒ Street Range Only
- ☐ Council District and Street Range

Label Option

- ☒ Owner's Mailing Address
- ☐ Property Address
- ☐ Owner Occupied Properties
- ☐ Non Owner Occupied Properties

1525 WILLIAM STREET, LLC
1530 PENNSYLVANIA AVE STE 11
BROOKLYN NY 11239

ALDI INC. (NEW YORK)
PO BOX 584
TULLY NY 13159

ALONGI RITA (LE) MARYANN ALONGI
87 REBECCA PARK
BUFFALO NY 14207-1829

150

300 STATE ROUTE 281

ANZALONE MARLENE A/K/A MARLENE
17 RUHL
BUFFALO NY 14207-1830

ASAN SALA
52 KOFLER
BUFFALO NY 14207

BAKER JOHN J & JANICE R
115 CLAYTON
BUFFALO NY 14207-1813

BALANTI MARION
391 HINMAN AVE
BUFFALO NY 14216-1016

BARCIK WILFRED JOSEPH MARY ANN
21 RUHL
BUFFALO NY 14207-1830

BARCINIAC RICHARD
30 KOFLER
BUFFALO NY 14207

BARRANTE ROBERT J & BETTY J
503 HINMAN AVE
BUFFALO NY 14216-1020

BATTAGLIA GEORGE F & MARCIE ANN
182 KOSTER ROW
SNYDER NY 14226

BEN-KIM ELMWOOD INC
570 DELAWARE AVE
BUFFALO NY 14202

BENNETT JEAN M
411 HINMAN
BUFFALO NY 14216

BERG CRAIG S JR.
82 REBECCA PARK
BUFFALO NY 14207

BIEBER RONALD J
140 REBECCA PARK
BUFFALO NY 14207

BIEDA THOMAS G
383 HINMAN
BUFFALO NY 14216-1016

BINDA THOMAS J
93 CLAYTON ST
BUFFALO NY 14207

BOLDT JASON
499 HINMAN AVE
BUFFALO NY 14216-1020

BROOKS ALBERT L
9 MEDFORD PL
BUFFALO NY 14216

BROWN CURTIS K & AISHA L
103 REBECCA PARK
BUFFALO NY 14207

BRYLINSKI KENNETH R DENISE E
11 KOFLER
BUFFALO NY 14207

BUFFALO BROADCASTING CO. INC.
ONE W EXCHANGE ST STE 5-A
PROVIDENCE RI 02903

BUFFALO MUNICIPAL HOUSING
300 PERRY ST
BUFFALO NY 14204

CAIN CAROL
118 REBECCA PARK
BUFFALO NY 14207

ATTN: LIN TV CORP

CALLOWAY CLIFTON J
91 REBECCA PARK
BUFFALO NY 14207-1829

CAVER MAXINE
31 RUHL AVE
BUFFALO NY 14207-1830

CEDENO CARLO D NICOLE GRECO
157 REBECCA PARK
BUFFALO NY 14207

CHRISTOPHER JAMES & CAROL
97 CLAYTON
BUFFALO NY 14207

CIPOLLA ANTHONY & JOHANNA
97 REBECCA PARK
BUFFALO NY 14207-1829

CITY OF BFLO DIV OF REAL ESTATE
344 HINMAN
BUFFALO NY 14216-1043

CITY OF BFLO DIV OF REAL ESTATE
412 HINMAN
BUFFALO NY 14216-1017

CLINE JEREMY R MAUREEN CLINE
99 CLAYTON ST
BUFFALO NY 14207

COFIELD SEAN
148 REBECCA PARK
BUFFALO NY 14207

157

COLEY PATRICIA
386 HINMAN AVE
BUFFALO NY 14216-1017

COLICCHIA FRANK N JR
158 REBECCA PARK
BUFFALO NY 14207

COPELAND JACQUELYN B
146 REBECCA PARK
BUFFALO NY 14207

CORALLO MARCELLA M GIANFRANCA
138 REBECCA PARK
BUFFALO NY 14207

CURCIE ROBERT M. & W
415 HINMAN
BUFFALO NY 14216-1016

CURRY PATRICK T
158 COTTONWOOD DR
WILLIAMSVILLE NY 14221

CWIK THOMAS J & DIANE M
141 REBECCA PARK
BUFFALO NY 14207-1829

DERVISHI LAH
125 CLAYTON ST
BUFFALO NY 14207

DIBARTOLOMEO MARIO J. & DEBORAH
2933 LEMKE DR
N. TONAWANDA NY 14120

DICRISTOFARO CARLO & RITA
149 WINDERMERE BLVD
EGGERTSVILLE NY 14226

DIXON SONIA M
132 REBECCA PARK
BUFFALO NY 14207-1829

DZIAMA ROSE PAUL DZIAMA
5782 KIPPER DR
E AMHERST NY 14051

E.C.I.D.A.
275 OAK ST
BUFFALO NY 14203

E.C.I.D.A.
3300 ENTERPRISE PKWY
BEACHWOOD OH 44122

ERIE COUNTY INDUSTRIAL DEVELOPMENT
2150 ELMWOOD
BUFFALO NY 14207

ATTN: BG DELAWARE HOLDING LLC

ATTN: ATTN: PROTECTIVE CLOSURE

ERIE COUNTY INDUSTRIAL DEVELOPMENT
2150 ELMWOOD AVE
BUFFALO NY 14207

ETTIPIO DEBORAH A
146 HAWTHORNE AVE
TONAWANDA NY 14223

EVANS REGINALD E
92 REBECCA PARK
BUFFALO NY 14207

ATTN: ATTN: PROTECTIVE CLOSURE

FELSCHOW LAURA R
435 HINMAN
BUFFALO NY 14216-1018

FIGUEROA ALEJANDRO NAOMI FIGUEROA
7 KOFLER AVE
BUFFALO NY 14207-1822

FIGUEROA EFRAIN & JACQUELINE
17 KOFLER
BUFFALO NY 14207

FINLEY ROBERT P & CYTHIA B
106 REBECCA PARK
BUFFALO NY 14207-1829

FREDERICK PHILIP E PATRICIA A
98 REBECCA PARK
BUFFALO NY 14207

FULLER JAMES & MARION
19 KOFLER
BUFFALO NY 14207

GABEL JACKIE A
55 KOFLER AVE
BUFFALO NY 14207-1822

GALLAGHER DAVID H JR.
381 HINMAN AVE
BUFFALO NY 14216

GANGI SUSAN
122 REBECCA PARK
BUFFALO NY 14207-1829

GCBC/BENDERSON ASSOCIATES
570 DELAWARE
BUFFALO NY 14202

GEARY CHRISTOPHER
48 KOFLER AVE
BUFFALO NY 14207

GENUINE PARTS COMPANY
2999 CIRCLE 75 PKWY
ATLANTA GA 30339

158

ATTN: ATTN: FINANCE DEPT

GERST LILLIAN KATHLEEN KOWALEWSKI
89 CLAYTON ST
BUFFALO NY 14207-1811

GRALAK GREGORY E & W
44 KOFLER
BUFFALO NY 14207-1823

HANSON ROBERT SHIRLEY HANSON
136 REBECCA PARK
BUFFALO NY 14207

HANYPSIAK MARIYA
25 RUHL AVE
BUFFALO NY 14207-1830

HAROLD WOOD CO. INC
329 HINMAN AVE
BUFFALO NY 14216

HARTLEY MELVIN M & CATHERINE R
37 KOFLER
BUFFALO NY 14207-1822

HEINZ PATRICIA
26 BEATRICE AVE
BUFFALO NY 14207

HODSON MARY E
114 REBECCA PARK
BUFFALO NY 14207

HOMOLA RONALD E
406 HINMAN
BUFFALO NY 14216

HURST ROBERT; ERIC J
425 HINMAN
BUFFALO NY 14216

HYCNER STELLA (LE); REYNOLDS
4 KOFLER AVE
BUFFALO NY 14207-1823

J & J TRUCKING, INC.
161 TANGLEWOOD DR W
ORCHARD PARK NY 14127

JONES MARTHA K
388 HINMAN AVE
BUFFALO NY 14216

JURKOWSKI RICHARD J; D'AMICO HELEN C
37 BAYNES AVE
BUFFALO NY 14213

KARDOS FRANK I & ETHEL N
15 KOFLER
BUFFALO NY 14207-1822

ATTN: ATTN: HELEN C D'AMICO

KARRE RONALD B
382 HINMAN
BUFFALO NY 14216-1017

KHOKAZ NADIA
2186 NIAGARA FALLS BLVD
BUFFALO NY 14150

KISH ERNEST W JR. & W
387 HINMAN AVE
BUFFALO NY 14216-1016

KISS NANCY (LE) ANDREW KISS
56 KOFLER AVE
BUFFALO NY 14207-1823

KITCHEN HOWARD O JR. & BARBARA
345 HINMAN AVE
BUFFALO NY 14216-1042

KLOTZBIR TIMOTHY S
423 HINMAN
BUFFALO NY 14216

KNAPIC MICHAEL
392 HINMAN
BUFFALO NY 14216-1017

KONDAL JOHN J
135 REBECCA PARK
BUFFALO NY 14207

KPK, LLC
461 HINMAN
BUFFALO NY 14216

ATTN: KEN KELLOR

KROCZYNSKI STEVEN J & ANNA M
10 KOFLER
BUFFALO NY 14207-1823

KUCHTA HENRY W HELEN KUCHTA
43 KOFLER AVE
BUFFALO NY 14207

LACLAIR THOMAS L & W
380 HINMAN
BUFFALO NY 14216-1017

LAMA NANCY A
398 HINMAN
BUFFALO NY 14216

LOCOCO LILLY
116 REBECCA PARK
BUFFALO NY 14207

MADDING WILHELMINA
142 REBECCA PARK
BUFFALO NY 14207

pa

MARIA A PEREA LIVING TRUST MARIA A
151 REBECCA PARK
BUFFALO NY 14207

MATUSEK STEVE A/K/A STEPHEN M
375 HINMAN
BUFFALO NY 14216-1016

MEISTER ALEXANDER; MEISTER NANCY
477 HINMAN AVE
BUFFALO NY 14207

DATED 05/26/2006

MIGAJ STEFAN C
107 CLAYTON
BUFFALO NY 14207

MIGLIORE LOUIS J
1034 AMHERST ST
BUFFALO NY 14207

MONDELL JOHN J (LE); CZAMARA PEGGY
9 RUHL
BUFFALO NY 14207

MUSCARELLA ALICE M (LE) RICHARD A
126 REBECCA PARK
BUFFALO NY 14207-1829

NALEZYNSKI THEODORE C
429 HINMAN ST
BUFFALO NY 14216

NELSON ERICK J
176 MCNAIR RD
WILLIAMSVILLE NY 14221

NIAGARA BUFFALO CENTER ASSOCIATES
5151 COLLINS AVE STE 1727
MIAMI FL 33140

NIGRO LENA
410 HINMAN AVE
BUFFALO NY 14216-1017

NORTHRUP BEVERLY
473 HINMAN AVE
BUFFALO NY 14216

OBRIEN GERALD V
145 REBECCA PARK
BUFFALO NY 14207-1829

OSTROWSKI HENRY A & ELSIE J
130 REBECCA PARK
BUFFALO NY 14207-1829

PELCZYNSKI CHRISTIAN
22 KOFLER AVE
BUFFALO NY 14207-1823

PEOPLE INC. (F/K/A PEOPLE SERVICES TO
1219 NORTH FOREST RD
WILLIAMSVILLE NY 14221

PIERI STEVEN L
150 REBECCA PARK
BUFFALO NY 14207

POLOVNUK JAROSLAV & W
95 CLAYTON
BUFFALO NY 14207-1811

NTALLY DISABLED INC

POPADIUK CELIA (LE); TOCZEK FRANK &
147 BUSH
BUFFALO NY 14207

PRATKO MICHAEL JR
330 HINMAN
BUFFALO NY 14216-1043

PROTECTIVE INDUSTRIES, INC.
2150 ELMWOOD AVE
BUFFALO NY 14207

PROTECTIVE INDUSTRIES, INC.
2150 ELMWOOD AVE
BUFFALO NY 14207

PYGON CHARLES VENNA PYGON
18 KOFLER ST
BUFFALO NY 14207-2427

PYTLIK ANDREW W
31 KOFLER
BUFFALO NY 14207

PYTLIK EDWARD F JR. & JEAN M
29 KOFLER AVE
BUFFALO NY 14207

QUINONES CARLOS & MADELYNE
88 REBECCA PARK
BUFFALO NY 14207-4829

RAMSDELL PLAYGROUND
511 CITY HALL
BUFFALO NY 14202

ATTN: PARKS & RECREATION

REBECCA PARK ASSOCIATION INC
4804 TRANSIT RD
DEPEW NY 14043

ATTN: FAIRWOOD MANAGEMENT

ROBERTO PERSIS
21 KOFLER
BUFFALO NY 14207
ATTN: LISTON MANUFACTURING
THEODORE PGRAK TRUSTEE

SADIBASIC SALIH SNJEZANA SADIBASIC
26 KOFLER
BUFFALO NY 14207

SCHAEFER SANDRA L
152 REBECCA PARK
BUFFALO NY 14207

SHELTON MONTIQUE
162 STEVENSON ST
BUFFALO NY 14210

SIMPSON DUKE J TRACY J SIMPSON
47 RUHL AVE
BUFFALO NY 14207

SMITH ROXSANNE L JOSEPH F TRIPI
505 HINMAN AVE
BUFFALO NY 14207

SRK 50-MACEL ASSOCIATES
PO BOX 182571
COLUMBUS OH 43218-2571

ATTN: MCDONALD'S CORPORATION

STOKLOSA WALTER J & W
35 KOFLER
BUFFALO NY 14207-1822

WALTER STOKLOSA

STURTZ JOSEPH M & W
20 ROSWELL AVE
BUFFALO NY 14207

REDIVIVO CHRISTINE; WILLIAMS JOHN T
160 REBECCA PK
BUFFALO NY 14207

ROGERS JAMES H & PAMELA A
14 SABLE COURT WEST
EAST AMHERST NY 14051

SATELITE SIGNALS UNLIMITED INC
ONE W EXCHANGE ST STE 5-A
PROVIDENCE RI 02903

ATTN: LIN TV CORP.

SCHNEEGOLD ROBIN
158 HAWTHORNE AVE
TONAWANDA NY 14223

SHENK WALTER D
102 REBECCA PARK
BUFFALO NY 14207-1829

SKURA THOMAS J MARY LOU M SKURA
45 KOFLER
BUFFALO NY 14207-1822

SOARES DAVID A. & JESSICA A
53 KOFLER
BUFFALO NY 14207-1822

SRK LAND INVESTMENT LP
PO BOX 105842
ATLANTA GA 30348-5842
ATTN: THE HOME DEPOT USA
ATTN: TAX DEPT #1234

STORFER PAUL
350 HINMAN
BUFFALO NY 14216-1043

STURTZ JOSEPH M & W
20 ROSWELL AVE
BUFFALO NY 14207

RIZZO MICHAEL
837 MILITARY RD
BUFFALO NY 14217

ROSS MICHELE A
124 REBECCA PARK
BUFFALO NY 14207

SATELLITE SIGNALS UNLIMITED INC
ONE W EXCHANGE ST STE 5-A
PROVIDENCE RI 02903

ATTN: LIN TV CORP.

SELVA LOUIS A JR
302 MONTCLIFF AVE
HENDERSON NV 89014-4964

SHINE DENNIS P
3 KOFLER AVE
BUFFALO NY 14207

SLOOTSKY GARY L & BARBARA W
4214 SHIMMERVILLE RD
CLARENCE NY 14031

SRK 2020 ELMWOOD ASSOCIATES
4053 MAPLE RD
AMHERST NY 14226

LP

STATES ROBERT M
433 HINMAN AVE
BUFFALO NY 14216-1018

STUBBS SHANA M
120 REBECCA PARK
BUFFALO NY 14207

THOMAS CLARENCE E GAIL E THOMAS
53 RUHL AVE
BUFFALO NY 14207

TOMAN ANGELINE B JOANNE CIESLINSKI
6137 BERKLEY DR
ORCHARD PARK NY 14127

TONAWANDA INDUSTRIAL PARK
535 DELAWARE
TONAWANDA NY 14150

VACCARO MICHAEL
672 ST LAWERENCE UNIT 1
BUFFALO NY 14216-1019

101

ATTN: ATTN: CATHY YOUNG

VACCARO MICHAEL
672 ST LAWERENCE UNIT 1
BUFFALO NY 14216-1019

VACCARO MICHAEL A.
672 ST LAWRENECE UNIT 1
BUFFALO NY 14216-1019

VAZQUEZ WILSON WENPING VASQUEZ
111 CLAYTON
BUFFALO NY 14207

VIZZINI JOEL S SR.
14 KOFLER
BUFFALO NY 14207

VOIT CHARLES R & JUDITH L
167 SOUTHWOOD DR
KENMORE NY 14223

VOIT JUDITH L
167 SOUTHWOOD DR
KENMORE NY 14223-1054

VOIT JUDITH L
167 SOUTHWOOD DR
KENMORE NY 14223

WARDAK STANLEY E & W
41 KOFLER AVE
BUFFALO NY 14207

WASIECZKO KAREN K
43 RUHL
BUFFALO NY 14207-1830

WELDON ROBERT K & W
376 HINMAN
BUFFALO NY 14216

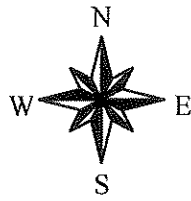
WOJTAN ARLENE
35 RUHL
BUFFALO NY 14207

ZIEGLER GRETCHEN M
81 REBECCA PARK
BUFFALO NY 14207

ZUCHLEWSKI FLORENCE (LE);
5 RUHL
BUFFALO NY 14207

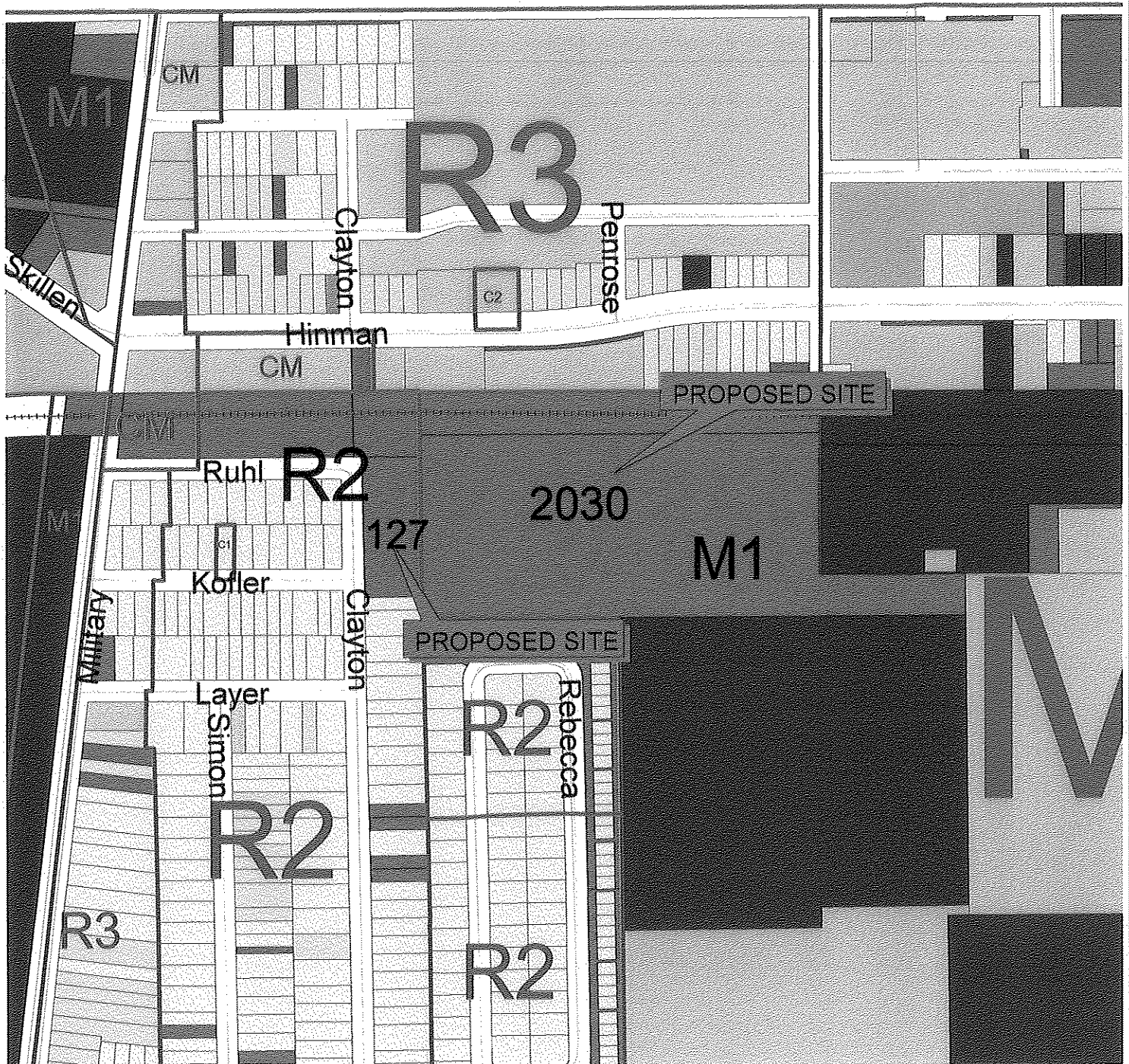
Parcel_feb_2008.shp

-  Residential Single Family
-  Residential Two Family
-  Residential Three Family
-  Residential Other
-  Church & Religious Use
-  Schools & Libraries
-  Hospitals
-  Parks & Playgrounds
-  Conservation Areas / Parks
-  Community Service
-  Entertainment
-  Public Service
-  Commercial
-  Industrial
-  Vacant
-  No Data



162

127 Clayton
2030 Elmwood
City of Buffalo
Planning Board
Office of Strategic Planning
Land Use and Zoning Administration
November 2010



Description
127 Clayton Street
&
2030 Elmwood Avenue
Buffalo, New York

103

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Lot(s) 86 & 90, Township 11 and Range 8 of the Holland Land Company's survey, being more particularly bounded and described as follows;

BEGINNING at a point in the intersection of the northerly line of Ruhl Avenue (50' wide) and the easterly line of Clayton Street (50' wide), said point also being the northwest corner of subplot 1 as shown on map cover 279 and re-filed under map cover 1064; Thence easterly along the northerly line of said subplot 1, map cover 1064 a distance of 134.0 feet to the northeasterly corner of said subplot 1, map cover 1064; Thence northerly along a line parallel with the easterly line of Clayton Street a measured distance of 49.99 feet (50.4' deed) being the northwest corner of lands now or formerly conveyed to Valentine Posz as recorded in the Erie County Clerk's Office under Liber 195 of deeds at page 233 also being a point in the southerly line of lands conveyed to the Erie County Industrial Development Agency, as recorded in the Erie County Clerk's Office under Liber 10960 of deeds at page 3141, formerly conveyed to the New York Central, Lackawanna & Western Railroad; Thence easterly at a measured interior angle of $89^{\circ}08'07''$ ($89^{\circ}10'53''$ deed) along the southerly line of said lands conveyed to the Erie County Industrial Development Agency a measured distance of 940.50 feet (940.83' deed) to a point in the easterly line of Lot 90 and the westerly line of Lot 87; Thence southerly at a measured interior angle of $89^{\circ}49'39''$ ($89^{\circ}46'35''$ deed) along the easterly line of Lot 90 a measured distance of 325.93 feet (326.22' deed) to the south line of Lot 87 and the northerly line of Lot 86; Thence easterly at an exterior angle of $90^{\circ}02'27''$ along the northerly line of Lot 86 a measured distance of 346.33 feet (346.04' deed) to a point being a measured distance of 968.3 feet (967.94' deed) westerly of the westerly line of Elmwood Avenue as measured along the northerly line of Lot 86; Thence southerly at an interior angle of $90^{\circ}31'53''$ a distance of 98.92 feet to a point in the northerly line of lands now or formerly conveyed to J & J Trucking, Inc. as recorded in the Erie County Clerk's Office under Liber 11093 of deeds at page 8108; Thence westerly at an interior angle of $89^{\circ}43'42''$ along the northerly line of said lands conveyed to J & J Trucking, Inc. and the northerly line of map cover 2540 a distance of 1279.95 to a point in the easterly line of said map cover 1064; Thence northerly at an interior angle of $90^{\circ}49'07''$ along the easterly line of said map cover 1064 and parallel with the easterly line of Clayton Street a distance of 49.66 feet to the southeasterly corner of subplot 11, as shown on map cover 1064; Thence westerly at an exterior angle of $90^{\circ}50'00''$ along the southerly line of said subplot 11, map cover 1064 a distance of 134.0 feet to a point in the easterly line of Clayton Street; Thence northerly along the easterly line of Clayton Street a distance of 327.55 feet to the point of place of beginning, containing 10.978 acres more or less.

PETITION

The undersigned electors of the City of Buffalo, New York, acting in our capacity as residents of this community with an inalienable right to local self-governance, hereby petition and direct the members of the Buffalo City Council, who are sworn to protect the health, safety and welfare of this community, to advertise and then adopt "Buffalo's Community Protection from Natural Gas Extraction Ordinance," which the People of the City have submitted to the members of their Council.

Signature of Elector	Printed Name of Elector	Residence	Date of Signing
1. Patrick Donnelly	PATRICK DONNELLY	807 Bird Ave	11/21/10
2. Grace DeLano	GRACE DELANO	807 Bird Ave 14209	11/21/10
3. Nelson DeLano	NELSON DE LANO	81 HOVERING AVE, 14216	11-21-2010
4. Paul Crabi Jr	PAUL CRABI JR	823 Bird Ave, Buffalo 14209	11-21-10
5. Jennifer Toki	JENNIFER TOKI	819 Bird Ave. Buffalo 14209	11/21/10
6. Sandra Falchetto	SANDRA FALCETTA	817 Bird Ave 14209	11/21/10
7. Miwun Paeslack	PAESLACK, MIWUN	3 Berkeley Pl. Buffalo 14209	11/21/10
8. Charles D. Walter	CHARLES D. WALTER	820 Bird Ave.	11/21/2010
9. David McKendry	DAVID MCKENDRY	4 Berkeley Pl	11/21/2010
10. Michael Hottel	MICHAEL HOTTEL	801 Bird	11/21/2010
11. Peter Marbo	PETER MARBO	799 Bird Ave	11/21/10
12. Kristin Merlo	KRISTIN MERLO	799 Bird Ave	11/21/10
13. Katharine Jemison	KATHARINE JEMISON	789 Bird Ave.	11/21/10
14. Lucille Lamara	LUCILLE LAMARA	793 Bird Ave	11/21/10
15. Dorothy Johnston	DOROTHY JOHNSTON	793 Bird Ave Buffalo	11/21/10
16. Steve Hys	STEVE HYS	781 Bird Ave 14209	11/21/10
17. Jessica Kippman	JESSICA KIPPMAN	3 Clarendon Pl. Buffalo 14209	11-21-10
18. Douglas B. Tabor	DOUGLAS B. TABOR	11 Berkeley Pl	11/21/10
19. Linda Kowalski	LINDA KOWALSKI	11 BERKLEY PL	11/21/10
20. Robert Miller	ROBERT MILLER	12 Berkeley	11/21/10
21. L. Mangan	L. MANGAN	" "	11/21/10
22. J. Viciopina	J. VICIOPINA	16 Berkeley Pl	11/21/10
23. Catherine Fries	CATHERINE FRIES	33 Berkeley Pl	14209 11/21/10
24. Charlie Fries	CHARLIE FRIES	45 Berkeley Pl.	14209 11/21/10
25. Paul Garas	PAUL GARAS	49 Berkeley Pl	14209 11/21/10
26. Tamar P. Thonin	TAMARA P. THONIN	70 Berkeley	14209 11/21/10
27. Paul Errickson	PAUL ERRICKSON	104 Berkeley	14209 11/21/10
28. Katherine Hartman	KATHERINE HARTMAN	763 BIRD AVE	14209 11-21-10
29. Barbara Kelly	BARBARA KELLY	759 Bird Ave	14209 11-21-10
30. Gerald Kelly	GERALD KELLY	" "	" 11-21-10
31. Elizabeth Galt	ELIZABETH GALT	50 Windsor Buffalo	14209 11-21-10
32. Nancy Harvey	NANCY HARVEY	9 Berkeley Buffalo	11/21/10
33. Donald Lee	DONALD LEE	316 West Ave 14201	11/21/10
34. Beth Hayes	BETH HAYES	314 West Ave 14201	11/21/10
35. Leslie Stehlin	LESLIE STEHLIN	435 W. Delavan Ave 14213	11/21/10
36. Bernard Naylor	BERNARD NAYLOR	435 W. Delavan Ave 14213	11/21/10
37. Debra Buchanan	DEBRA BUCHANAN	6 Saint James Pl. Buffalo 14222	11/21/10

PETITION

The undersigned electors of the City of Buffalo, New York, acting in our capacity as residents of this community with an inalienable right to local self-governance, hereby petition and direct the members of the Buffalo City Council, who are sworn to protect the health, safety and welfare of this community, to advertise and then adopt "Buffalo's Community Protection from Natural Gas Extraction Ordinance," which the People of the City have submitted to the members of their Council.

Signature of Elector	Printed Name of Elector	Residence	Date of Signing
1. <i>Biplob Barmen</i>	BIPLOB BARMAN	137 Princeton Ave, Amherst	11/19/2010
2. <i>Lars Schwendenbach</i>	Lars Schwendenbach	1217 George Washington Blvd, Cheektowatch	11/19/2010
3. <i>GARY POON</i>	GARY POON	23 Lamon Trace #3 NY	11/19/2010
4. <i>Joseph Murphy</i>	Joseph Murphy	217 Glenhaven Dr, Amherst	11/19/2010
5. <i>Andreas Russ</i>	Andreas Russ	1333 Pierce Ave, N. Tonawanda	11/19/10
6. <i>A. Petron</i>	Athos Petron	288 Sunnyside, Williamsville	11/19/10
7. <i>Patricia Trawinski</i>	Patricia Trawinski	1703 New Rd Amherst	11/22/10
8. <i>DARVI DASHI</i>	DARVI DASHI	25 old Lynne Dr #5	11/22/10
9. <i>Joan E Murray</i>	Joan E Murray	52 Penhurst Pl	11-22-10
10. <i>Gerry Evans</i>	Gerry Evans	24 Norwood Ave,	11-22-10
11. <i>Joan M. Murray</i>	Joan M. Murray	33 Gates Circle	11-22-10
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PETITION

The undersigned electors of the City of Buffalo, New York, acting in our capacity as residents of this community with an inalienable right to local self-governance, hereby petition and direct the members of the Buffalo City Council, who are sworn to protect the health, safety and welfare of this community, to advertise and then adopt "Buffalo's Community Protection from Natural Gas Extraction Ordinance," which the People of the City have submitted to the members of their Council.

	Signature of Elector	Printed Name of Elector	Residence	Date of Signing
1.	<i>A. Jones</i>	<i>Shir, Andrew</i>	<i>Buffalo, NY</i>	<i>11/20/10</i>
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PETITION

The undersigned electors of the City of Buffalo, New York, acting in our capacity as residents of this community with an inalienable right to local self-governance, hereby petition and direct the members of the Buffalo City Council, who are sworn to protect the health, safety and welfare of this community, to advertise and then adopt "Buffalo's Community Protection from Natural Gas Extraction Ordinance," which the People of the City have submitted to the members of their Council.

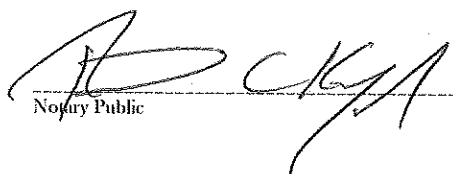
Signature of Elector	Printed Name of Elector	Residence	Date of Signing
1. <i>CS Kate</i>	Carolyn S. Raeke	157 Woodward Ave.	11/20/10
2. <i>Krisman S</i>	Kate Simonds	14 NORMAN AVE	11/20/10
3. <i>Harry I DeLano</i>	Harry DeLano	807 Bird Ave. Bflo, NY	11/20/10
4. <i>Dolores Bueche</i>	DOLores BUECHE	218 Highland Bflo, NY	11/20/10
5. <i>Doris C. Poody</i>	DORIS C. POODY	353 W. Utica St, Bflo, NY 14222	11/20/10
6. <i>Kastle Brill</i>	KASTLE BRILL	207 Summit Ave 14214	11/20/10
7. <i>Lillian E. Mathews</i>	Lillian Mathews	6 The Tindewinds 14221	11-20-10
8. <i>Rebecca Severson</i>	Rebecca Severson	124 Lexington Ave 14222	11.20.10
9. <i>Jessie Whitefield</i>	Jessie Whitefield	328 Hirschfield 14221	11-20-10
10. <i>Mauveen Toth</i>	Mauveen Toth	276 Woodward 14214	11-20-10
11. <i>Bette Spero</i>	Bette Spero	21 Colvin Ave. 14214	11/20/10
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	Signature of Elector	Printed Name of Elector	Residence	Date of Signing
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AFFIDAVIT OF CIRCULATOR

I do swear (or affirm) that I am a registered elector of the State of New York, that my residence is as set forth below; that the signers to the foregoing Petition signed the same with full knowledge of the contents thereof; that their residences are correctly stated therein; that they all reside in the City of Buffalo, New York; that each signed on the date set opposite his or her name; and that to the best of my knowledge and belief, the signers are registered electors of the City of Buffalo, New York.

Sworn to and subscribed before me this 23
day of November, 2010.


Notary Public


Signature of Circulator
Rita Yelda
Printed Name of Circulator

RICHARD C. KRYWALSKI
Notary Public - State of New York
No. 01-KR6189607
Qualified in Erie County
My Commission Exp. June 30, 2012

REGULAR COMMITTEES

170

CIVIL SERVICE
(BONNIE E. RUSSELL, CHAIRPERSON)

00029

Appoint Machine Operator(Perm)(Inter)(Rusinek)(PW)
(ccp# 17, 11/16)

Mrs Russell moved

That Communication of 17 of November 16, 2010, be received and
Filed and that the Permanent appointment of Steven Rusinek of 431
Huntington Ave, Apt 4, Buffalo, NY 14214, at the 3rd Step of
\$33,452.00 is hereby approved.

PASSED

AYES - 9 NOES - 0

Recommended by the Committee on Civil Service

Bonnie E Russell

172

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

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00030

Appoint Park Utility Worker (Prov)(Inter)(Leonard)(PW)
(ccp# 18, 11/16)

173

Mrs Russell moved

That Communication of 18 of November 16, 2010, be received and
Filed and that the Provisional appointment of Gregory Leonard of 149
Cushing Place, Buffalo, NY 14220, at the 3rd Step of \$25,100.00 is
hereby approved.

PASSED

AYES - 9 NOES - 0

Recommended by the Committee on Civil Service

Bonnie E Russell

2

*** AYE * NO ***

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
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3/4 - 7

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00031

Appoint Laborer II(Perm)(Inter)(Nespal)(pkg)
(ccp# 23, 11/16)

Mrs Russell moved

That Communication of 23 of November 16, 2010, be received and
Filed and that the Permanent appointment of Robert Nespal, 720
Tonawanda, NY 14207 at the Intermediate Salary of \$25,604.00 is
hereby approved.

PASSED

AYES - 9 NOES - 0

Recommended by the Committee on Civil Service

Bonnie E. Russell

* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

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00032

Notices of Appointments-Temp/Prov/Perm(Cty Clk)
Ccp# 27, 11/16

Mrs. Russell moved

That the above item be the same and hereby is Received and Filed

ADOPT

Bonnie E Russell

Recommended by the Committee on Civil Service

FINANCE
(MICHAEL P. KEARNS, CHAIRPERSON)

Agreement with Kleinhan's Music Hall Management, Inc.
(Item No. 21, C.C.P., Nov. 16, 2010)


That the above item be, and the same hereby is returned to the Common Council without recommendation.

Mr. Kearns moved:

That the Mayor be, and he hereby is authorized to renew the agreement with Kleinhan's Music Hall Management, Inc. for the period of July 1, 2010 through July 1, 2011. All other terms and conditions of said agreement entered into September 1, 2009 shall remain the same.

Passed.

Recommended by the Committee on Finance


Chairman

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* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

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181

**COMMUNITY DEVELOPMENT
(MICHAEL J. LOCURTO, CHAIRPERSON)**

00034

R. Fontana-Info Energy Savings From New Bflo Impact
(#78, 6/23)(#34,5/12)(#62,6/9)

That the above item be the same and hereby is Received and Filed.

ADOPTED

Recommended by the Committee on Community Development

A handwritten signature in dark ink, appearing to be "R. Fontana", written over a horizontal line.

182

LEGISLATION
(JOSEPH GOLOMBEK JR., CHAIRPERSON)

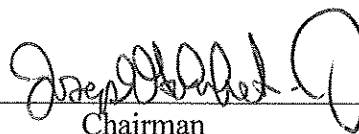
B. Baumker, Petition to Use 399 Louisiana – Erect Two Pole Signs
and Place Three Walls Signs
(Item No. 42, C.C.P., Nov. 16, 2010)

That after the public hearing before the Committee on Legislation on
November 23, 2010, the petition of B. Baumker, agent, for permission to use 399
Louisiana for pole signs and wall signs be, and hereby is approved.
with the following conditions:

1. That only ONE pole sign – no more than 14 ft. total height is permitted.
2. That the wall signs as must be further approved by the City Planning Board.

Passed.

Recommended by the Committee on Legislation


Chairman

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* AYE * NO *

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FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
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D. Land, Petition to Use 2616 Main Street for an Outdoor Patio
(Item No. 43, C.C.P., Nov. 16, 2010)

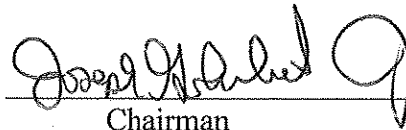
That the above item be, and the same hereby is returned to the Common Council without recommendation.

Mr. Golombek moved:

That after the public hearing before the Committee on Legislation on November 23, 2010, the petition of D. Land, agent, for permission to use 2616 Main Street for an outdoor cafe/patio approximately 17' x 54' on the right of way on the Vernon Street side, in front of a bar/restaurant be, and hereby is approved.

Passed.

Recommended by the Committee on Legislation


Chairman

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186A
**Mr. Golombek moved that the above item be recommitted to the Committee on
Legislation**

ADOPTED

00037

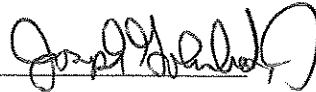
187

D. Smith-Hydraulic Fracturing
(#37, 11/16)

That the above item be the same and hereby is Received and Filed.

ADOPTED

Recommended by the Committee on Legislation

A handwritten signature in dark ink, appearing to be "Joseph J. ...", written over a horizontal line.

9

00038

Restaurant Dancing Class IV – 3144 Main Street
(Item No. 35, C.C.P., Nov. 3, 2010)
(Item No. 77, C.C.P., Nov. 16, 2010)

That pursuant to Chapter 150 of the City Code, the Director of Permit and Inspection Services be, and he hereby is authorized to grant a Restaurant Dancing Class IV License to Danielle Dwyer, d/b/a Mojo's located at 3144 Main Street.

Passed.

Recommended by the Committee on Legislation

Joseph Benbet
Chairman

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RECOMMITE

188

10

178A
**Mr. Golombek moved that the above item be recommitted to the Committee on
Legislation**

ADOPTED

Food Store License – 1358 Broadway
(Item No. 27, C.C.P., Nov. 3, 2010)

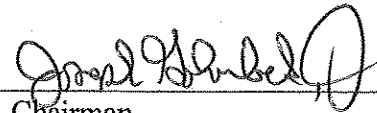
That the above item be, and the same hereby is returned to the Common Council without recommendation.

Mr. Golombek moved:

That pursuant to Chapter 194 of the City Code, the Commissioner of Permit and Inspection Services be, and he hereby is authorized to grant a Food Store License to Alie Hassan, d/b/a Broadway Mart & Deli, located at 1358 Broadway.

~~Passed~~

Recommended by the Committee on Legislation


Chairman

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189A
**Mr. Golombek moved that the above item be recommitted to the Committee on
Legislation.**

ADOPTED

Food Store License – 684 LaSalle
(Item No. 30, C.C.P., Oct. 19, 2010)
(Item No. 74, C.C.P., Nov. 3, 2010)

That the Commissioner of Economic Development, Permit & Inspection Services be, and he hereby is directed to deny the Food Store License application of Ali M. Al Baagri located at 684 LaSalle d/b/a Peters Food Mart II, as a result of a history of police calls and incidents at said location under prior ownership, stemming from persistent criminal and drug activity at said corner and the market serving as a gathering place for such activities.

~~Passed.~~

DENY

Recommended by the Committee on Legislation


Chairman

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RESOLUTIONS

RESOLUTION

Sponsor: Mr. Franczyk

Re: Appointments to the Council-Manager Task Force

Whereas: On November 16, 2010, on the recommendation of its Legislation Committee, this Honorable Body adopted the second and third resolves of the following Resolution:

**“Council Manager form of Government for the City of Buffalo”
(Res. 105, Sept 30, 2008)**

; and

Whereas: Pursuant to the adopted second resolve of the above cited resolution, the Common Council recommended that the President of the Common Council develop a listing of individuals to serve on a Council-Manager Task Force, requesting such names from various elected officials and organizations such as the Center for Governmental Research; Syracuse University's Maxwell School of Citizenship and Public Affairs; the Mayor of the City of Buffalo; the International City/County Management Association; the New York State City/County Management Association; the Buffalo Niagara Partnership; and other groups; and

Whereas: Pursuant to the adopted third resolve of the above cited resolution, the President of the Common Council shall submit a list to this Honorable Body, from which 9 to 11 individuals would be selected to serve on the Council-Manager Task Force, with the understanding that this Task Force will prepare a detailed report to the Common Council by a certain date, which was originally envisioned to be around January 1, 2009; and

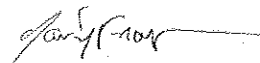
Whereas: Because the above cited resolution was not adopted by the Common Council until November 16, 2010, it is understood that a new time frame will need to be developed for the Council-Manager Task Force to furnish their report to this Honorable Body; and

Whereas: Peter A. Reese, who currently resides at 49 Starin Avenue in the City of Buffalo, is a local attorney and activist who has expressed an interest in serving on the Council-Manager Task Force; and

Whereas: Sam Iraci, who currently resides at 166 Nicholson Street in the City of Buffalo, is a former City Manager for the City of Elmira, NY who has expressed an interest in serving on the Council-Manager Task Force.

Now, Therefore, Be It Finally Resolved:

That Peter A. Reese, who currently resides at 49 Starin Avenue, Buffalo, NY 14214, and Sam Iraci, who currently resides at 166 Nicholson Street, Buffalo, NY 14216, shall immediately be appointed to serve as members of the Council-Manger Task Force.



David A. Franczyk
Common Council President
Fillmore District Council Member

ADOPTED

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RESOLUTION

193

Sponsor: Mr. Franczyk**Re:** Niagara District Appointment to the Police Reorganization Commission

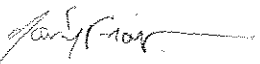
Whereas: The Common Council recently adopted resolutions that called for the empanelment and empowerment of a Joint Commission to Examine Police Reorganization to review the organizational structure of the Buffalo Police Department, evaluate its strengths and weaknesses, and develop a plan to reorganize the Buffalo Police Department in a way which balances the need to efficiently use personnel and equipment with the responsibility to keep neighborhood residents safe and maximize community policing; and

Whereas: At this time, a number of appointments to the Joint Commission to Examine Police Reorganization currently remain unfilled; and

Now, Therefore Be It Resolved:

That I hereby submit the name of the following person to serve as a Common Council appointment on the Joint Commission to Examine Police Reorganization (current members and **new appointment** appear below):

<u>Council Appointments</u>	<u>Appointee</u>	<u>Appointee</u>
• Delaware District:	H. Wayne Gerhart 86 Cleveland	Richard Raines 220 Wellington Rd.
• Ellicott District:	James J. Sobol 18 Michael's Walk	Lesley Haynes 155 Prospect Ave.
• Fillmore District:	Joseph Mascia 47 Marine Drive Apt. 4-E	Darnell Jackson 28 Barthel
• Lovejoy District:	Anthony Lebrun 1847 South Park Ave.	Cliff Braxton 85 Kerns
• Masten District:	<i>To Be Determined</i>	<i>To Be Determined</i>
• Niagara District:	Terry O'Neill 102 Willett Street	H. McCarthy Gipson
• North District:	<i>To Be Determined</i>	<i>To Be Determined</i>
• South District:	Thomas Higgins 347 Whitfield	Richard Donovan 57 Susan Lane
• University District:	Linwood Roberts 296 Highland Parkway	Ricky M. Allen, Sr. 191 Roosevelt Ave.
<u>PBA Representatives:</u>	Robert Meegan, Jr. (or his designee) 74 Franklin	Sean O'Brien 74 Franklin
<u>Police Commissioner:</u>	Ex-officio (or his designee)	
<u>Mayoral Appointments:</u>	<i>To Be Determined</i>	<i>To Be Determined</i>
	<i>To Be Determined</i>	<i>To Be Determined</i>


David A. Franczyk
 Common Council President
 Fillmore District Council Member

ADOPTED

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RESOLUTION

194

Sponsor: Mr. Franczyk

Re: North District Appointments to the Police Reorganization Commission

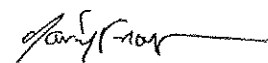
Whereas: The Common Council recently adopted resolutions that called for the empanelment and empowerment of a Joint Commission to Examine Police Reorganization to review the organizational structure of the Buffalo Police Department, evaluate its strengths and weaknesses, and develop a plan to reorganize the Buffalo Police Department in a way which balances the need to efficiently use personnel and equipment with the responsibility to keep neighborhood residents safe and maximize community policing; and

Whereas: At this time, a number of appointments to the Joint Commission to Examine Police Reorganization currently remain unfilled; and

Now, Therefore Be It Resolved:

That I hereby submit the names of the following persons to serve as Common Council appointments on the Joint Commission to Examine Police Reorganization (current members and **new appointments** appear below):

<u>Council Appointments</u>	<u>Appointee</u>	<u>Appointee</u>
• Delaware District:	H. Wayne Gerhart 86 Cleveland	Richard Raines 220 Wellington Rd.
• Ellicott District:	James J. Sobol 18 Michael's Walk	Lesley Haynes 155 Prospect Ave.
• Fillmore District:	Joseph Mascia 47 Marine Drive Apt. 4-E	Darnell Jackson 28 Barthel
• Lovejoy District:	Anthony Lebrun 1847 South Park Ave.	Cliff Braxton 85 Kerns
• Masten District:	<i>To Be Determined</i>	<i>To Be Determined</i>
• Niagara District:	Terry O'Neill 102 Willett Street	<i>To Be Determined</i>
• North District:	David Spinda 364 Roesch Ave.	Susan O'Connor Baird 85 Meadow Rd.
• South District:	Thomas Higgins 347 Whitfield	Richard Donovan 57 Susan Lane
• University District:	Linwood Roberts 296 Highland Parkway	Ricky M. Allen, Sr. 191 Roosevelt Ave.
<u>PBA Representatives:</u>	Robert Meegan, Jr. (or his designee) 74 Franklin	Sean O'Brien 74 Franklin
<u>Police Commissioner:</u>	Ex-officio (or his designee)	
<u>Mayoral Appointments:</u>	<i>To Be Determined</i>	<i>To Be Determined</i>
	<i>To Be Determined</i>	<i>To Be Determined</i>



David A. Franczyk
Common Council President
Fillmore District Council Member

ADOPTED

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By: Michael P. Kearns:

Subject: (type single space)

Refunding Bond Resolution
\$77,000,000 Bonds
Refunding of 1999, 2001, and 2002
Outstanding Bonds

Text: (type single space below)

Refunding Bond Resolution of the City of Buffalo, New York, authorizing the refunding of all or a portion of various outstanding bonds of said City, stating the plan of financing, appropriating an amount not to exceed \$77,000,000 therefor, authorizing the issuance of \$77,000,000 Refunding Bonds of said City, or so much thereof as may be necessary, to finance said appropriation, and making certain determinations all relative thereto.

The Common Council of the City of Buffalo, in the County of Erie, New York, hereby resolves (by the favorable vote of not less than two-thirds of all the members of said Common Council) as follows:

Recitals

Whereas, the City of Buffalo, New York (herein called "City"), has heretofore issued: on February 25, 1999 its \$45,758,000 General Improvement Serial Bonds-1999-A (herein called the "1999-A Bonds"), now outstanding in the principal amount of \$12,860,000; on May 3, 2001 its \$28,686,000 General Improvement Serial Bonds-2001-A (herein called the "2001-A Bonds"), now outstanding in the principal amount of \$8,490,000 and its \$11,100,000 School Serial Bonds-2001-B (herein called the "2001-B Bonds"), now outstanding in the principal amount of \$5,670,000; on December 27, 2001 its \$34,000,000 School Serial Bonds-2001-D (herein called the "2001-D Bonds"), now outstanding in the principal amount of \$19,875,000; on May 16, 2002 its \$23,825,000 General Improvement Serial Bonds-2002-A (herein called the "2002-A Bonds"), now outstanding in the principal amount of \$8,325,000, its \$34,250,000 School Serial Bonds-2002-B (herein called the "2002-B Bonds"), now outstanding in the principal amount of \$22,140,000, and its \$21,310,000 Parking Serial Bonds-2002-C (herein called the "2002-C Bonds"), now outstanding in the principal amount of \$12,935,000; and such bonds bearing interest at the rates and on the dates, and being subject to prior redemption as set forth in each such respective bond; and

Whereas, Section 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), permits the City to refund all or a portion of the outstanding unredeemed maturities of such bonds by the issuance of new bonds, the issuance of which will result in present value debt service savings for the City;

now, therefore,

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The Common Council of the City of Buffalo, in the County of Erie, New York, hereby resolves (by the favorable vote of not less than two-thirds of all the members of said Common Council) as follows:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

- a. "Bond To Be Refunded" or "Bonds To Be Refunded" means all or a portion of the outstanding 1999-A Bonds, 2001-A Bonds, 2001-B Bonds, 2001-D Bonds, 2002-A Bonds, 2002-B Bonds, and 2002-C Refunding Bonds of the City of Buffalo, New York.
- b. "Escrow Contract" means the contract to be entered into by and between the City and the Escrow Holder pursuant to Section 10 hereof.
- c. "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereof.
- d. "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually), necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the bona fide initial public offering price including estimated accrued interest, or, if there is no public offering, to the price bid including estimated accrued interest.
- e. "Redemption Date" means February 1, 2011 for the 1999-A Bonds To Be Refunded, the 2001-A Bonds To Be Refunded, and the 2001-B Bonds To Be Refunded, December 15, 2011 for the 2001-D Bonds To Be Refunded, November 15, 2012 for the 2002-A Bonds To Be Refunded, the 2002-B Bonds To Be Refunded, and the 2002-C Bonds To Be Refunded.
- f. "Refunding Bond" or "Refunding Bonds" means a portion or all of the \$77,000,000 bonds of the City of Buffalo, authorized pursuant to Section 2 hereof.
- g. "Refunding Bond Amount Limitation" means an amount of Refunding Bonds sufficient to pay the sum of the principal amount of Bonds To Be Refunded plus the aggregate amount of unmatured interest payable on each Bonds To Be Refunded to and including the applicable Redemption Date, plus redemption premiums payable on such Bonds To Be Refunded as of such applicable Redemption Date, as hereinabove referred to in the Recitals hereof, plus costs and expenses incidental to the issuance of the

Refunding Bonds including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereof.

Section 2. The Common Council of the City (herein called "Common Council"), hereby authorizes the refunding of all or a portion of the \$90,295,000 Bonds To Be Refunded of the City, more particularly described and referred to in the Recitals hereof, and appropriates an amount not to exceed \$77,000,000 therefor to accomplish such refunding. The plan of financing said appropriation includes the issuance of not to exceed \$77,000,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the City to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Bonds of the City in the maximum principal amount of \$77,000,000 are hereby authorized to be issued pursuant to the provisions of the Law. The proposed financial plan for the refunding in the form attached hereto as Exhibit A (the "refunding financial plan") prepared for the City by Sterne, Agee & Leach, Inc. and hereby accepted and approved, includes the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all costs incurred by the City in connection with said refunding from such proceeds, and the investment of a portion of such proceeds by the Escrow Holder in certain obligations, the principal of and interest, together with the balance of such proceeds to be held uninvested, shall be sufficient to pay (a) the principal of and interest on the Bonds To Be Refunded becoming due and payable on and prior to each applicable Redemption Date and (b) the principal of and premium on the Bonds To Be Refunded to be called for redemption prior to maturity on each applicable Redemption Date.

Section 3. The \$90,295,000 Bonds To Be Refunded referred to in Section 1 hereof are the aggregate unmatured outstanding balances of seven issues of bonds, each originally issued pursuant to various bond resolutions of the City, adopted on their respective dates. In accordance with the refunding financial plan, the Refunding Bonds authorized in the aggregate principal amount not to exceed \$77,000,000 have been allocated to the component issues of the Bonds To Be Refunded, and shall mature in amounts and at dates to be determined. The Comptroller, the chief fiscal officer of the City, is hereby authorized to approve all details of the final refunding financial plan not contained herein.

Section 4. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation. The maximum period of probable usefulness ("PPU") of each issue comprising the Bonds to be Refunded, commencing at the date of issuance of the first bond anticipation notes issued in anticipation of the sale of said bonds, is set forth in the following table:

<u>1999-A Bonds</u>	
<u>Project</u>	<u>PPU</u>
Reconstruction Niagara Falls Blvd.	15
Erie Basin Marina-Replacement of Fuel Tank	15
Erie Basin Marina-Rehab. Marina	15

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<u>1999-A Bonds</u>	
<u>Project</u>	<u>PPU</u>
Squaw Island Remediation, Phase I-C	20
Local Match-Reserve-Reconstruction Bridges	20
Local Match Reserve-Reconstruct Roads	15
Infrastructure Improvements	15
Niagara Street Reconstruction	15
Lower West Side/Niagara St. Improvement	15
Elmwood Avenue Project	15
Handicapped Intersection Ramps Construction	10
Reconstruction Polonia Hall	15
Reconstruction Crucial Comm. Ctr.	15
Handicapped Access Improvements	15
Improvements Hennepin	15
King Urban Life Center	15
Expansion Delavan Moselle	15
Roof Replacement-Parkside Lodge	15
Improvements Library-Variou	15
Reconstruct Shea's Restrooms	15
Police Reorganization-Facilities Development	15
City Court Reconstruction	15
Cazenovia Ice Rink Reconstruction	15
Replacement of Underground Fuel Tank	15
Shea's Center Modernization	15
Shea's Theater Expansion	15
Restoration Lanigan Fieldhouse	15
Reconstruction South District Bldgs.	15
Reconstruction of Fire Station	15
School #62 Conversion -- Phase II	15
Council Chambers Renovation	15
Improvements Zoo Facilities	15
Reconstruction of Apollo Theater	15
Reconstruction Community Centers	15
Construction Urban Arts Center	20
Library Improvements-North Park Branch	15
Northwest CC Improvements	15
City Hall Fire Safety Systems-Standpipe	40
Jefferson Avenue Library Development	15
Kleinhans Music Hall Restoration	15
Community Center Repairs -- Seneca Babcock	15

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1999-A Bonds

<u>Project</u>	<u>PPU</u>
Community Center Repairs – Jubilee Riverside	15
Old First Ward CC Expansions	15
Tosh Collins CC Expansions	15
Cazenovia Park Casino Reconstruction	15
Precinct #11 Rehabilitation	15
Reconstruction Peter Machnica CC	15
Riverside Rink Cooling Tower Replacement	15
Traffic Calming Project	20
Handicapped Access Improvements	15
Friends of the Elderly-Land Acquisition	30
Friends of the Elderly – Expansion	15
Public Parking – Land Acquisition	30
Public Parking – Construction	15
Jefferson Avenue Land Acquisition	30
Renovations Citywide Playground	15
Infrastructure Imp. Main-LaSalle	15
Reconstruction of Apollo Theater	15
Acquisition Land S. Ellicot	50
Improvements to Seneca Babcock CC & Park	15
Reconstruction of Crucial Building	15
Delavan-Moselle Center Expansion-Phase II	15
Allendale Theatre Restoration	15
Alleyway Theatre Roof Replacement	15
North Dist. Waterfront Dev-Tow Path Park Constr	15
North Dist. Waterfront Dev-Riverside Pk Impr.	15
Parking Whrd Facility-Land Acquisition	30
Parking Whrd Facility-Construction of Parking Lot	15
Reconstruction MLK Park	15

2001 A Bonds

<u>Project</u>	<u>PPU</u>
Construction of Bailey-Kensington Community Center	20
B District Police Building (Main-Tupper)	20

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2001 A Bonds

<u>Project</u>	<u>PPU</u>
Construction Bridge Northwest Academy	20
Improvements Citywide Park & Playground	15
Improvements to Hennepin Park-Imp & Equipment	15
Reconstruction of Various Community Centers	15
Renovation of Precinct #11 (C District)	15
Signal Improvements-Variou	20
Waterfront Redevelopment (Webster Block)*	30
Local Match Reserve	20
Tosh Collins Center Expansion	15
City Court Reconstruction	15
City Hall Reconstruction	15
Clinton Street Underpass Reconstruction	20
Fire Department HQ Reconstruction	15
Infrastructure Improvements	15
Machnica Center Reconstruction	15
Police HQ Cellblock Improvement	15
Purchase Equipment - Apollo Technology Center	15
Shea's Theater Exterior Restoration	15
HOPE VI Infrastructure - Phase I	15
Hertel Avenue	14
Michigan Avenue Bridge	19
Marine Midland Arena Infrastructure	24
Hertel Avenue - new money	14

2001 B Bonds

<u>Project</u>	<u>PPU</u>
Heating and Ventilating	20
Electric and Acoustic	20
Handicapped Access	20

* Used life of 20 years for amortization schedule

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2001 B Bonds

<u>Project</u>	<u>PPU</u>
P.S. 89 Addition, Planning	20
New Windows, Phase 2	20
New Roof, Traditional	20
Reconstruction, BVTC	20
New Roofs, P.S. 19 & 39	20

2001 D School Bonds

<u>Project</u>	<u>PPU</u>
Partial reconstruction of Various Schools to Implement the District Wide Technology Plan	30

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2002 A Bonds

<u>Project</u>	<u>PPU</u>
Handicapped Access Improvements 00-01	10
Handicapped Access Improvements 00-01	15
Improvements - Various Fire Stations 99-00	15
Installation Fire Alarms - Various Libraries 99-00	10
Restoration of Monuments 99-00	10
Construction Jefferson Avenue Library 99-00	20
Reconstruction Main Street (Bailey-Kensington) 99-00	15
Signal Improvements - Various 99-00	20
Museum of Science Security/Ventilation 00-01	10
Historical Society - Electrical Improvements 00-01	10
Zoo Facilities Reconstruction 00-01	15
60 Hedley Place (Underground Railroad Site) 00-01	15
Parkside Lodge Reconstruction 00-01	15
North Buffalo Community Center Improvements 00-01	15
Library Reconstruction - Fronczak Branch 00-01	10
Library Reconstruction - Clinton Branch 00-01	15
Delaware Park Casino Reconstruction 00-01	15
Cazenovia Pools Reconstruction 00-01	15
Kleinhans Main Auditorium 00-01	15
Auto Impound Roof Improvements 00-01	10
JFK Center Reconstruction 00-01	20
South Park Lift Bridge Reconstruction 00-01	40
Central Park Plaza - Reconstruction Chalmers & Holden 00-01	15
Elmwood Avenue Reconstruction Phase V (Bryant to North) 00-01	15
Delaware Park Improvements 00-01	15
City-wide Park & Playground Improvements 00-01	15
McCarthy Park Improvements 00-01	15
LaSalle Park Improvements 00-01	15
Infrastructure Richmond/Ferry Circle (Reconstr of Streets) 00-01	15
Infrastructure Improvements - Symphony Circle Lighting 00-01	10
Purchase of Fire Fighting Vehicles 00-01	10
Improvements to City Parks & Playgrounds 2001	15
Neighborhood Redevelopment/Clearance Activities 2001	10
City Owned Building Improvements - Citywide 2002	15
Handicapped Access Improvements 00-01	10
Handicapped Access Improvements 00-01	15

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2002 A Bonds

<u>Project</u>	<u>PPU</u>
Improvements - Various Fire Stations 99-00	15
Installation Fire Alarms - Various Libraries 99-00	10
Restoration of Monuments 99-00	10
Construction Jefferson Avenue Library 99-00	20
Reconstruction Main Street (Bailey-Kensington) 99-00	15
Signal Improvements - Various 99-00	20
Museum of Science Security/Ventilation 00-01	10
Historical Society - Electrical Improvements 00-01	10
Zoo Facilities Reconstruction 00-01	15
60 Hedley Place (Underground Railroad Site) 00-01	15
Parkside Lodge Reconstruction 00-01	15
North Buffalo Community Center Improvements 00-01	15
Library Reconstruction - Fronczak Branch 00-01	10
Library Reconstruction - Clinton Branch 00-01	15
Delaware Park Casino Reconstruction 00-01	15
Cazenovia Pools Reconstruction 00-01	15
Kleinhans Main Auditorium 00-01	15
Auto Impound Roof Improvements 00-01	10
JFK Center Reconstruction 00-01	20
South Park Lift Bridge Reconstructuon 00-01	40
Central Park Plaza - Reconstruction Chalmers & Holden 00-01	15
Elmwood Avenue Reconstruction Phase V (Bryant to North) 00-01	15
Delaware Park Improvements 00-01	15
City-wide Park & Playground Improvements 00-01	15
McCarthy Park Improvements 00-01	15
LaSalle Park Improvements 00-01	15
Infrastructure Richmond/Ferry Circle (Reconstr of Streets) 00-01	15
Infrastructure Improvements - Symphony Circle Lighting 00-01	10
Purchase of Fire Fighting Vehicles 00-01	10
Improvements to City Parks & Playgrounds 2001	15
Neighborhood Redevelopment/Clearance Activites 2001	10
City Owned Building Improvements - Citywide 2002	15

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2002 B Bonds

<u>Project</u>	<u>PPU</u>
Reconstruction/Construction of Schools-Various (JSCB) 2002	
-P.S. 89 Addition & Reconstruction BA-58 8,500,000	30
Public School #89 Addition 00-01 BA51	20
New Library Facilities - Phase III 00-01 Libraries BA52	20
East District Schools Reconstruction 00-01 BA53	20
Handicapped Access 00-01 BA55	20
Telecommunication Improvements 99-00 Telephone/PA BA42	10
Reconstruction - Various Schools 99-00 Theme Schools BA46	20
Handicapped Access 99-00 BA-41	20
Reconstruction Various Schools 98-99 BA39&40	20
-Handicapped Access BA-39 1,450,000	
-Science Labs BA-40 2,300,000	

2002 C Bonds

<u>Project</u>	<u>PPU</u>
Augspurger Parking Ramp Addition (Land Acquisition) 00-01	30
Augspurger Parking Ramp Addition (Additions) 00-01	20
Expansion of Adam Parking Ramp 00-01	15

Section 5. The aggregate amount of estimated Present Value Savings is set forth in the proposed refunding financial plan attached hereto as Exhibit A, computed in accordance with subdivision two of paragraph b of Section 90.10 of the Law. Said refunding financial plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount, and will mature, be of such terms and bear such interest as set forth therein. The Common Council recognizes that the principal amount of the Refunding Bonds, the maturities, terms and interest rates, the provisions, if any, for the redemption thereof prior to maturity, and whether or not any or all of the Refunding Bonds will be insured, and the resulting present value savings, may vary from such assumptions and that the refunding financial plan may vary from that attached hereto as Exhibit A.

Section 6. (a) Said \$77,000,000 Refunding Bonds shall be sold at private sale, and the Comptroller, the chief fiscal officer of the City, is hereby authorized to execute a purchase contract on behalf of the City for the sale of said Refunding Bonds, provided that the terms and conditions of such sale shall be approved by the State Comptroller, and further providing that

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prior to the issuance of the Refunding Bonds the Comptroller shall have filed with the Common Council a certificate approved by the State Comptroller setting forth the Present Value Savings to the City resulting from the issuance of the Refunding Bonds; (b) in connection with such sale, the City hereby authorizes the preparation of an Official Statement and approves its use in connection with such sale, and, further, consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is executed and available for distribution; and (c) the Comptroller is hereby further authorized and directed to take any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered the City in connection with said refunding including the preparation of the final refunding financial plan referred to in Section 2.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the City payable as to both principal and interest by a general tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the City for (a) the amortization and redemption of the Refunding Bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00 of the Law with respect to the issuance of bonds having substantially level or declining annual debt service, and Sections 50.00, 56.00 to 60.00, 90.10 and 168.00 of the Law, the powers and duties of the Common Council relative to determining the amount of Bonds To Be Refunded, prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and executing any arbitrage certification relative thereto, and as to executing the Escrow Contract described in Section 10 are hereby delegated to the Comptroller, the chief fiscal officer of the City.

Section 9. Prior to the issuance of the Refunding Bonds, the City shall contract with a bank or trust company located and authorized to do business in this state, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds. The Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the refunding financial plan, including provisions for the Escrow Holder without further authorization or direction from the City, except as otherwise provided therein, (a) to make all required payments of principal, interest and redemption premiums to the appropriate paying agent with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, (c) at the appropriate time or times to cause to be given on behalf of the City the notices of redemption authorized to be given pursuant to Section 13 hereof, and (d) to invest the moneys held by it consistent with the provisions of the refunding financial plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

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Section 10. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the City with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the refunding financial plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the City and shall be applied by the City only to the payment of the principal of or interest on the Refunding Bonds then outstanding.

Section 11. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, including any redemption premiums, in accordance with the refunding financial plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the City irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, need be filed or recorded.

Section 12. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Law, the Common Council hereby elects to call in and redeem all the Bonds To Be Refunded which are subject to prior redemption according to their terms on each applicable Redemption Date pursuant to the final refunding financial plan. The sum to be paid therefor on each applicable Redemption Date shall be the par value thereof, the accrued interest to each applicable Redemption Date and the redemption premiums. The Escrow Holder is hereby authorized and directed to cause notice(s) of such call for redemption to be given in the name of the City by mailing such notice(s) to the registered holders of the Bonds To Be Refunded which are subject to prior redemption at least thirty days prior to such Redemption Dates. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Bonds To Be Refunded subject to prior redemption and the direction to the Escrow Holder to cause notices thereof to be given as provided in this Section shall become irrevocable and the provisions of this Section shall constitute a covenant with the holders, from time to time, of the Refunding Bonds, provided that this Section may be amended from time to time as may be necessary to comply with the publication requirements of paragraph a of Section 53.00 of the Law, as the same may be amended from time to time.

Section 13. This resolution shall take effect immediately subject to approval by the Mayor in accordance with Section 3-19 of the Charter of the City of Buffalo.

Introduced:

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Exhibit A

Proposed Refunding Financial Plan

SOURCES AND USES OF FUNDS

City of Buffalo
Combined Refunding Series

Sources:

Bond Proceeds:

Par Amount	56,115,000.00
Net Premium	5,296,869.10

61,411,869.10

Uses:

Refunding Escrow Deposits:

Cash Deposit	410,302.01
SLGS Purchases	60,594,708.00
	<hr/> 61,005,010.01

Delivery Date Expenses:

Cost of Issuance	125,000.00
Underwriter's Discount	269,605.55
Bond Insurance	8,663.18
	<hr/> 403,268.73

Other Uses of Funds:

Additional Proceeds	3,590.36
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61,411,869.10

SOURCES AND USES OF FUNDS

City of Buffalo
Gen Improvement Refunding

Sources:

Bond Proceeds:

Par Amount	18,895,000.00
Net Premium	1,297,439.05

	20,192,439.05
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Uses:

Refunding Escrow Deposits:

Cash Deposit	0.22
SLGS Purchases	20,066,883.00
	<hr/> 20,066,883.22

Delivery Date Expenses:

Cost of Issuance	42,089.90
Underwriter's Discount	81,062.15
Bond Insurance	<hr/> 2,243.70
	125,395.75

Other Uses of Funds:

Additional Proceeds	160.08
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	20,192,439.05
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SOURCES AND USES OF FUNDS

City of Buffalo
Refunding Parking Bonds

Sources:

Bond Proceeds:	
Par Amount	5,570,000.00
Premium	658,640.25
	<u>6,228,640.25</u>

Uses:

Refunding Escrow Deposits:	
Cash Deposit	0.88
SLGS Purchases	<u>6,187,679.00</u>
	6,187,679.88

Delivery Date Expenses:

Cost of Issuance	12,407.56
Underwriter's Discount	<u>28,073.56</u>
	40,481.12

Other Uses of Funds:

Additional Proceeds	479.25
	<u>6,228,640.25</u>

SOURCES AND USES OF FUNDS

City of Buffalo
Refunding School Bonds

Sources:

Bond Proceeds:	
Par Amount	31,650,000.00
Net Premium	3,340,789.80
	<hr/>
	34,990,789.80

Uses:

Refunding Escrow Deposits:	
Cash Deposit	410,300.91
SLGS Purchases	34,340,146.00
	<hr/>
	34,750,446.91
Delivery Date Expenses:	
Cost of Issuance	70,502.54
Underwriter's Discount	160,469.84
Bond Insurance	6,419.48
	<hr/>
	237,391.86
Other Uses of Funds:	
Additional Proceeds	2,951.03
	<hr/>
	34,990,789.80

SUMMARY OF REFUNDING RESULTS

City of Buffalo
Combined Refunding Series

Dated Date	12/01/2010
Delivery Date	12/01/2010
Arbitrage yield	2.875258%
Escrow yield	0.384241%
Bond Par Amount	56,115,000.00
True Interest Cost	2.959686%
Net Interest Cost	3.136887%
Average Coupon	4.698028%
Average Life	5.739
Par amount of refunded bonds	57,325,000.00
Average coupon of refunded bonds	5.212963%
Average life of refunded bonds	5.232
PV of prior debt to 12/01/2010 @ 2.875258%	64,463,751.11
Net PV Savings	3,064,135.54
Percentage savings of refunded bonds	5.345199%
Percentage savings of refunding bonds	5.460457%

SUMMARY OF BONDS REFUNDED

City of Buffalo
Combined Refunding Series

Bond	Maturity Date	Interest Rate	Par Amount	Call Date	Call Price
Series 1999A:					
GISERIAL	02/01/2012	5.125%	2,870,000.00	02/01/2011	100.000
	02/01/2013	5.125%	2,945,000.00	02/01/2011	100.000
	02/01/2014	5.125%	3,005,000.00	02/01/2011	100.000
	02/01/2015	4.750%	300,000.00	02/01/2011	100.000
	02/01/2016	4.750%	310,000.00	02/01/2011	100.000
	02/01/2017	4.750%	315,000.00	02/01/2011	100.000
	02/01/2018	4.750%	320,000.00	02/01/2011	100.000
			10,065,000.00		
Series 2001A:					
GISERIAL	02/01/2012	4.500%	1,120,000.00	02/01/2011	100.000
	02/01/2013	4.600%	1,145,000.00	02/01/2011	100.000
	02/01/2014	4.700%	1,160,000.00	02/01/2011	100.000
	02/01/2015	4.800%	1,005,000.00	02/01/2011	100.000
	02/01/2016	5.375%	1,020,000.00	02/01/2011	100.000
	02/01/2017	5.000%	255,000.00	02/01/2011	100.000
	02/01/2018	5.000%	250,000.00	02/01/2011	100.000
	02/01/2019	5.000%	260,000.00	02/01/2011	100.000
	02/01/2020	5.100%	260,000.00	02/01/2011	100.000
	02/01/2021	5.100%	265,000.00	02/01/2011	100.000
			6,740,000.00		
Series 2002A:					
GISERIAL	11/15/2015	4.625%	1,205,000.00	11/15/2012	100.000
	11/15/2016	4.750%	1,265,000.00	11/15/2012	100.000
	11/15/2017	4.800%	155,000.00	11/15/2012	100.000
			2,625,000.00		
Series 2002C - Parking:					
PARKCSER	11/15/2015	4.700%	1,450,000.00	11/15/2012	100.000
	11/15/2016	4.800%	1,520,000.00	11/15/2012	100.000
	11/15/2017	5.375%	855,000.00	11/15/2012	100.000
	11/15/2018	5.375%	900,000.00	11/15/2012	100.000
	11/15/2019	5.000%	950,000.00	11/15/2012	100.000
			5,675,000.00		
School Bonds, Series 2001B:					
CSERIAL	02/01/2013	4.600%	435,000.00	02/01/2011	100.000
	02/01/2014	4.700%	460,000.00	02/01/2011	100.000
	02/01/2015	4.800%	490,000.00	02/01/2011	100.000
	02/01/2016	4.875%	515,000.00	02/01/2011	100.000
	02/01/2017	5.000%	530,000.00	02/01/2011	100.000
	02/01/2018	5.000%	550,000.00	02/01/2011	100.000
	02/01/2019	5.000%	580,000.00	02/01/2011	100.000
	02/01/2020	5.000%	620,000.00	02/01/2011	100.000
	02/01/2021	5.100%	645,000.00	02/01/2011	100.000
			4,825,000.00		
School Bonds, Series 2001D:					
CSERIAL	12/15/2012	5.500%	2,675,000.00	12/15/2011	100.000
	12/15/2013	5.500%	2,820,000.00	12/15/2011	100.000
	12/15/2014	5.500%	2,975,000.00	12/15/2011	100.000
	12/15/2015	5.500%	3,140,000.00	12/15/2011	100.000

SUMMARY OF BONDS REFUNDED

City of Buffalo
Combined Refunding Series

Bond	Maturity Date	Interest Rate	Par Amount	Call Date	Call Price
School Bonds, Series 2001D:					
CSERIAL	12/15/2016	5.500%	3,310,000.00	12/15/2011	100.000
			14,920,000.00		
School Bonds, Series 2002B:					
CSERIAL	11/15/2016	5.375%	2,240,000.00	11/15/2012	100.000
	11/15/2017	5.375%	2,360,000.00	11/15/2012	100.000
	11/15/2018	5.375%	2,490,000.00	11/15/2012	100.000
	11/15/2019	5.375%	2,620,000.00	11/15/2012	100.000
	11/15/2020	5.375%	2,765,000.00	11/15/2012	100.000
			12,475,000.00		
			57,325,000.00		

SAVINGS

City of Buffalo
Combined Refunding Series

Date	Prior Debt Service	Refunding Debt Service	Savings	Present Value to 12/01/2010 @ 2.8752579%
12/01/2011	2,971,325.04	2,756,175.00	215,150.04	234,132.95
12/01/2012	6,862,581.29	6,644,725.00	217,856.29	319,980.35
12/01/2013	9,788,469.42	9,566,425.00	222,044.42	391,701.82
12/01/2014	9,655,478.17	9,440,225.00	215,253.17	376,075.52
12/01/2015	9,318,037.54	9,072,625.00	245,412.54	335,484.66
12/01/2016	11,520,660.65	11,280,625.00	240,035.65	326,102.55
12/01/2017	8,785,403.77	8,545,125.00	240,278.77	301,618.44
12/01/2018	5,189,426.26	4,951,850.00	237,576.26	216,254.12
12/01/2019	4,858,613.76	4,617,350.00	241,263.76	207,285.18
12/01/2020	3,862,158.76	3,649,375.00	212,783.76	179,385.91
12/01/2021	933,205.00	719,325.00	213,880.00	172,523.70
	73,745,359.66	71,243,825.00	2,501,534.66	3,060,545.19

Savings Summary

PV of savings from cash flow	3,060,545.19
Plus: Refunding funds on hand	3,590.36
Net PV Savings	3,064,135.55

SAVINGS

City of Buffalo
Gen Improvement Refunding

Date	Prior Debt Service	Refunding Debt Service	Savings	Present Value to 12/01/2010 @ 2.8752579%
12/01/2011	960,101.26	875,450.00	84,651.26	91,683.72
12/01/2012	4,851,357.51	4,766,850.00	84,507.51	178,829.06
12/01/2013	4,750,813.14	4,661,400.00	89,413.14	178,228.09
12/01/2014	4,619,749.39	4,535,200.00	84,549.39	168,441.88
12/01/2015	2,829,241.26	2,742,600.00	86,641.26	105,723.47
12/01/2016	2,792,490.00	2,705,850.00	86,640.00	102,744.05
12/01/2017	813,771.25	724,850.00	88,921.25	85,114.59
12/01/2018	623,625.00	536,575.00	87,050.00	80,785.47
12/01/2019	293,275.00	204,075.00	89,200.00	74,193.74
12/01/2020	280,145.00	192,600.00	87,545.00	70,731.34
12/01/2021	271,757.50	186,300.00	85,457.50	67,172.96
	23,086,326.31	22,131,750.00	954,576.31	1,203,648.37

Savings Summary

PV of savings from cash flow	1,203,648.37
Plus: Refunding funds on hand	160.08
Net PV Savings	1,203,808.45

SAVINGS

City of Buffalo
Refunding Parking Bonds

Date	Prior Debt Service	Refunding Debt Service	Savings	Present Value to 12/01/2010 @ 2.8752579%
12/01/2011	282,941.26	278,500.00	4,441.26	4,698.91
12/01/2012	282,941.26	278,500.00	4,441.26	4,566.66
12/01/2013	282,941.26	278,500.00	4,441.26	4,438.14
12/01/2014	282,941.26	278,500.00	4,441.26	4,313.23
12/01/2015	1,732,941.26	1,703,500.00	29,441.26	27,462.38
12/01/2016	1,734,791.26	1,707,250.00	27,541.26	25,108.80
12/01/2017	996,831.26	972,250.00	24,581.26	21,222.55
12/01/2018	995,875.00	970,250.00	25,625.00	21,431.95
12/01/2019	997,500.00	971,250.00	26,250.00	21,289.09
	7,589,703.82	7,438,500.00	151,203.82	134,531.71

Savings Summary

PV of savings from cash flow	134,531.71
Plus: Refunding funds on hand	479.25
Net PV Savings	135,010.96

SAVINGS

City of Buffalo
Refunding School Bonds

Date	Prior Debt Service	Refunding Debt Service	Savings	Present Value to 12/01/2010 @ 2.8752579%
12/01/2011	1,728,282.52	1,602,225.00	126,057.52	137,750.32
12/01/2012	1,728,282.52	1,599,375.00	128,907.52	136,584.63
12/01/2013	4,754,715.02	4,626,525.00	128,190.02	209,035.59
12/01/2014	4,752,787.52	4,626,525.00	126,262.52	203,320.41
12/01/2015	4,755,855.02	4,626,525.00	129,330.02	202,298.81
12/01/2016	6,993,379.39	6,867,525.00	125,854.39	198,249.70
12/01/2017	6,974,801.26	6,848,025.00	126,776.26	195,281.30
12/01/2018	3,569,926.26	3,445,025.00	124,901.26	114,036.70
12/01/2019	3,567,838.76	3,442,025.00	125,813.76	111,802.35
12/01/2020	3,582,013.76	3,456,775.00	125,238.76	108,654.57
12/01/2021	661,447.50	533,025.00	128,422.50	105,350.74
	43,069,329.53	41,673,575.00	1,395,754.53	1,722,365.10

Savings Summary

PV of savings from cash flow	1,722,365.10
Plus: Refunding funds on hand	2,951.03
Net PV Savings	1,725,316.13

BOND SUMMARY STATISTICS

City of Buffalo
Combined Refunding Series

Dated Date	12/01/2010
Delivery Date	12/01/2010
Last Maturity	12/01/2021
Arbitrage Yield	2.875258%
True Interest Cost (TIC)	2.959686%
Net Interest Cost (NIC)	3.136887%
All-In TIC	3.003118%
Average Coupon	4.698028%
Average Life (years)	5.739
Duration of Issue (years)	5.115
Par Amount	56,115,000.00
Bond Proceeds	61,411,869.10
Total Interest	15,128,825.00
Net Interest	10,101,561.45
Total Debt Service	71,243,825.00
Maximum Annual Debt Service	11,280,625.00
Average Annual Debt Service	6,476,711.36
Underwriter's Fees (per \$1000)	
Average Takedown	4.104381
Other Fee	0.700137
Total Underwriter's Discount	4.804518
Bid Price	108.958859

Bond Component	Par Value	Price	Average Coupon	Average Life
Uninsured serial bonds	55,420,000.00	109.603	4.727%	5.673
Insured serial bonds	695,000.00	96.424	3.500%	11.000
	56,115,000.00			5.739

	TIC	All-In TIC	Arbitrage Yield
Par Value	56,115,000.00	56,115,000.00	56,115,000.00
+ Accrued Interest			
+ Premium (Discount)	5,296,869.10	5,296,869.10	5,296,869.10
- Underwriter's Discount	-269,605.55	-269,605.55	
- Cost of Issuance Expense		-125,000.00	
- Other Amounts		-8,663.18	-8,663.18
Target Value	61,142,263.55	61,008,600.37	61,403,205.92
Target Date	12/01/2010	12/01/2010	12/01/2010
Yield	2.959686%	3.003118%	2.875258%

BOND PRICING

City of Buffalo
Gen Improvement Refunding

Bond Component	Maturity Date	Amount	Rate	Yield	Price
Uninsured serial bonds:					
	12/01/2011	120,000	3.000%	1.150%	101.834
	12/01/2012	4,015,000	3.000%	1.480%	102.984
	12/01/2013	4,030,000	4.000%	1.770%	106.487
	12/01/2014	4,065,000	4.000%	2.120%	107.173
	12/01/2015	2,435,000	5.000%	2.380%	112.281
	12/01/2016	2,520,000	5.000%	2.720%	112.543
	12/01/2017	665,000	3.500%	3.060%	102.753
	12/01/2018	500,000	3.500%	3.380%	100.835
	12/01/2019	185,000	3.500%	3.660%	98.782
	12/01/2020	180,000	3.500%	3.900%	96.713
		18,715,000			
Insured serial bonds:					
	12/01/2021	180,000	3.500%	3.940%	96.102
		18,895,000			

Dated Date	12/01/2010	
Delivery Date	12/01/2010	
First Coupon	06/01/2011	
Par Amount	18,895,000.00	
Premium	1,297,439.05	
Production	20,192,439.05	106.866573%
Underwriter's Discount	-81,062.15	-0.429014%
Purchase Price	20,111,376.90	106.437560%
Accrued Interest		
Net Proceeds	20,111,376.90	

BOND PRICING

City of Buffalo
Refunding Parking Bonds

Bond Component	Maturity Date	Amount	Rate	Yield	Price
Uninsured serial bonds:					
	12/01/2011		3.000%	1.150%	101.834
	12/01/2012		3.000%	1.480%	102.984
	12/01/2013		4.000%	1.770%	106.487
	12/01/2014		4.000%	2.120%	107.173
	12/01/2015	1,425,000	5.000%	2.380%	112.281
	12/01/2016	1,500,000	5.000%	2.720%	112.543
	12/01/2017	840,000	5.000%	3.060%	112.141
	12/01/2018	880,000	5.000%	3.380%	111.272
	12/01/2019	925,000	5.000%	3.660%	110.196
	12/01/2020		5.000%	3.900%	109.036
		5,570,000			
Insured serial bonds:					
	12/01/2021		5.000%	3.940%	108.691 C
		5,570,000			

Dated Date	12/01/2010	
Delivery Date	12/01/2010	
First Coupon	06/01/2011	
Par Amount	5,570,000.00	
Premium	658,640.25	
Production	6,228,640.25	111.824780%
Underwriter's Discount	-28,073.56	-0.504014%
Purchase Price	6,200,566.69	111.320766%
Accrued Interest		
Net Proceeds	6,200,566.69	

BOND PRICING

City of Buffalo
Refunding School Bonds

Bond Component	Maturity Date	Amount	Rate	Yield	Price
Uninsured serial bonds:					
	12/01/2011	95,000	3.000%	1.100%	101.884
	12/01/2012	95,000	3.000%	1.430%	103.084
	12/01/2013	3,125,000	4.000%	1.720%	106.638
	12/01/2014	3,250,000	4.000%	2.070%	107.372
	12/01/2015	3,380,000	5.000%	2.330%	112.532
	12/01/2016	5,790,000	5.000%	2.670%	112.838
	12/01/2017	6,060,000	5.000%	3.010%	112.476
	12/01/2018	2,960,000	5.000%	3.330%	111.644
	12/01/2019	3,105,000	5.000%	3.610%	110.600
	12/01/2020	3,275,000	5.000%	3.850%	109.470
		31,135,000			
Insured serial bonds:					
	12/01/2021	515,000	3.500%	3.890%	96.536
	12/01/2022		3.500%	4.030%	94.996
	12/01/2023		3.500%	4.160%	93.424
	12/01/2024		3.500%	4.290%	91.749
		515,000			
		31,650,000			

Dated Date	12/01/2010	
Delivery Date	12/01/2010	
First Coupon	06/01/2011	
Par Amount	31,650,000.00	
Premium	3,340,789.80	
Production	34,990,789.80	110.555418%
Underwriter's Discount	-160,469.84	-0.507014%
Purchase Price	34,830,319.96	110.048404%
Accrued Interest		
Net Proceeds	34,830,319.96	

BOND DEBT SERVICE

City of Buffalo
Gen Improvement Refunding

Period Ending	Principal	Coupon	Interest	Debt Service
12/01/2011	120,000	3.000%	755,450	875,450
12/01/2012	4,015,000	3.000%	751,850	4,766,850
12/01/2013	4,030,000	4.000%	631,400	4,661,400
12/01/2014	4,065,000	4.000%	470,200	4,535,200
12/01/2015	2,435,000	5.000%	307,600	2,742,600
12/01/2016	2,520,000	5.000%	185,850	2,705,850
12/01/2017	665,000	3.500%	59,850	724,850
12/01/2018	500,000	3.500%	36,575	536,575
12/01/2019	185,000	3.500%	19,075	204,075
12/01/2020	180,000	3.500%	12,600	192,600
12/01/2021	180,000	3.500%	6,300	186,300
	18,895,000		3,236,750	22,131,750

BOND DEBT SERVICE

City of Buffalo
Refunding Parking Bonds

Period Ending	Principal	Coupon	Interest	Debt Service
12/01/2011			278,500	278,500
12/01/2012			278,500	278,500
12/01/2013			278,500	278,500
12/01/2014			278,500	278,500
12/01/2015	1,425,000	5.000%	278,500	1,703,500
12/01/2016	1,500,000	5.000%	207,250	1,707,250
12/01/2017	840,000	5.000%	132,250	972,250
12/01/2018	880,000	5.000%	90,250	970,250
12/01/2019	925,000	5.000%	46,250	971,250
	5,570,000		1,868,500	7,438,500

BOND DEBT SERVICE

City of Buffalo
Refunding School Bonds

Period Ending	Principal	Coupon	Interest	Debt Service
12/01/2011	95,000	3.000%	1,507,225	1,602,225
12/01/2012	95,000	3.000%	1,504,375	1,599,375
12/01/2013	3,125,000	4.000%	1,501,525	4,626,525
12/01/2014	3,250,000	4.000%	1,376,525	4,626,525
12/01/2015	3,380,000	5.000%	1,246,525	4,626,525
12/01/2016	5,790,000	5.000%	1,077,525	6,867,525
12/01/2017	6,060,000	5.000%	788,025	6,848,025
12/01/2018	2,960,000	5.000%	485,025	3,445,025
12/01/2019	3,105,000	5.000%	337,025	3,442,025
12/01/2020	3,275,000	5.000%	181,775	3,456,775
12/01/2021	515,000	3.500%	18,025	533,025
	31,650,000		10,023,575	41,673,575

ESCROW REQUIREMENTS

City of Buffalo
Gen Improvement Refunding

Period Ending	Interest	Principal Redeemed	Total
02/01/2011	418,421.25	16,805,000.00	17,223,421.25
05/15/2011	61,629.38		61,629.38
11/15/2011	61,629.38		61,629.38
05/15/2012	61,629.38		61,629.38
11/15/2012	61,629.38	2,625,000.00	2,686,629.38
	664,938.77	19,430,000.00	20,094,938.77

ESCROW REQUIREMENTS

City of Buffalo
Refunding Parking Bonds

Period Ending	Interest	Principal Redeemed	Total
05/15/2011	141,470.63		141,470.63
11/15/2011	141,470.63		141,470.63
05/15/2012	141,470.63		141,470.63
11/15/2012	141,470.63	5,675,000.00	5,816,470.63
	565,882.52	5,675,000.00	6,240,882.52

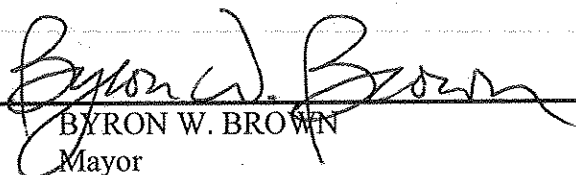
ESCROW REQUIREMENTS

City of Buffalo
Refunding School Bonds

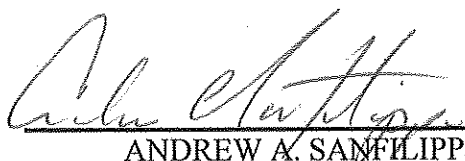
Period Ending	Interest	Principal Redeemed	Total
12/15/2010	410,300.00		410,300.00
02/01/2011	118,575.63	4,825,000.00	4,943,575.63
05/15/2011	335,265.63		335,265.63
06/15/2011	410,300.00		410,300.00
11/15/2011	335,265.63		335,265.63
12/15/2011	410,300.00	14,920,000.00	15,330,300.00
05/15/2012	335,265.63		335,265.63
11/15/2012	335,265.63	12,475,000.00	12,810,265.63
	2,690,538.15	32,220,000.00	34,910,538.15

Message of Necessity

That pursuant to law, we do hereby certify that immediate passage of the attached bond resolution is necessary for the efficient conduct of City business.



BYRON W. BROWN
Mayor



ANDREW A. SANFILIPPO
Comptroller

PASSED

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

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RESOLUTION

By: Michael J. LoCurto & David A. Franczyk

**RE: WAIVE PLANNING BOARD FEES, PRESERVATION BOARD FEES,
AND BUILDING PERMIT FEES FOR THE BUFFALO ZOO RELATING
TO THEIR NEW ENTRY PLAZA AND ARTIC EDEGE PROJECTS**

WHEREAS, The Buffalo Zoo is in the process of raising money to fund two new projects, the **Entry Plaza** project and the **Arctic Edge** project; and

WHEREAS, Once completed, the new **Entry Plaza** will serve as a gathering space for visitors as they embark on their Zoo adventure. A series of sculptural elements, including a giant globe fountain and an interactive water "map" of the Great Lakes, will introduce the zoo's organizing theme in a fun, engaging manner. Interpretive graphics will relate Buffalo's water story (i.e. Niagara Falls and hydroelectric power, the Erie Canal and transportation) while touching on global water usage. A gift shop and cafe will be accessible to visitors entering and exiting the zoo, as well as recreational users of Delaware Park. The Entry Plaza will offer a wide range of visitor amenities: ticketing, membership, zoo information, restrooms, lost and found and an automatic teller machine; and

WHEREAS, The **Arctic Edge** will be a dramatic new animal habitat focusing on frozen water (snow) and feature polar bears, arctic wolf, Canadian lynx and bald eagle. A series of snow-capped peaks and rocky outcroppings will serve as a backdrop to the polar bear habitat while underwater viewing of their salt-water pool will allow visitors to get an up-close look at the bears' playful antics.

WHEREAS, At this time, the Buffalo Zoo has raised the money to pay for the architecture / design of the above referenced projects and they are requesting that the City waive all **Planning Board fees, Preservation Board fees, and Building Permit fees** associated with their **Entry Plaza** and **Arctic Edge** projects; and

WHEREAS, It is in the City's best interest to ensure the future viability of The Buffalo Zoo, and by waiving all **Planning Board fees, Preservation Board fees, and Building Permit fees** associated with their **Entry Plaza** and **Arctic Edge** projects, the City will be helping to make these projects financially viable thereby strengthening one of our oldest and most important city and regional assets.


NOW, THEREFORE BE IT RESOLVED,

That the Common Council does hereby respectfully request that the appropriate City of Buffalo Departments and Boards waive all **Planning Board fees, Preservation Board fees, and Building Permit fees** associated with the Buffalo Zoo's **Entry Plaza** and **Arctic Edge** projects.

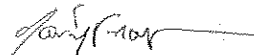
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BE IT FINALLY RESOLVED

That the City Clerk is directed to send certified copies of this resolution to the Department of Public Works, Parks & Streets; the Department of Permit & Inspections Services; the Department of Law; the City Planning Board; the City Preservation Board; and all other relevant City Departments and Boards.



Michael J. LoCurto
Delaware District Council Member



David A. Franczyk
Fillmore District Council Member
Council President

PASSED

236

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*
	*	*	*	*
	*	*	*	*
	*	*	*	*
	*	*	*	*

Maj - 5
2/3 - 6
3/4 - 7

RESOLUTION

Sponsors Councilmember Rivera and Councilmember LoCurto

RE: THE FUTURE OF BUFFALO HOUSING COURT

- WHEREAS:** The New York State Legislature created the Buffalo Housing Court in 1978 to address the problems associated with deteriorating housing stock in the City of Buffalo; and
- WHEREAS:** It is the responsibility of the Chief Judge to assign a Buffalo City Court Judge to serve as the Housing Court Judge; and
- WHEREAS:** At his request, Buffalo City Court Judge Henry Nowak has been the City Court Judge assigned to Housing Court since 2003; and
- WHEREAS:** Prior to Judge Henry Nowak, judges were assigned to Housing Court on a rotating basis, with no single Judge serving for a prolonged period before rotating to a different court assignment; and
- WHEREAS:** Under Judge Henry Nowak's leadership, Buffalo Housing Court has undertaken numerous reform measures designed to improve the court's ability to improve the quality of life for city residents, workers and businesses. These improvements include a restructuring of the court's intake and scheduling methods to facilitate community participation and feedback, the creation of receivership programs that allow the court to oversee property repairs and fine collection, as well as the contribution of community liaisons who provide assistance with case management, research, and communication with neighborhood activists; and
- WHEREAS:** Henry Nowak was recently elected to the New York Supreme Court, resulting in a vacancy in Buffalo City Court on January 1, 2011; and
- WHEREAS:** There is concern among city residents that without Judge Henry Nowak's leadership, Buffalo Housing Court will abandon many of the successful initiatives that were put in place over the past several years. In addition, there is concern that a return to a system whereby Judges are assigned to Housing Court for a brief stint will not allow for Judges to gain the expertise required to address housing issues in a successful manner.

NOW, THEREFORE, BE IT RESOLVED

That the Buffalo Common Council does hereby express its support for continuing the numerous reforms Judge Nowak has initiated during his tenure as Housing Court Judge; and

BE IT FURTHER RESOLVED

That Buffalo City Court Judge Thomas P. Amodeo is hereby respectfully requested to appear before a meeting of the Legislation Committee to discuss the future of Buffalo Housing Court;

AND BE IT FINALLY RESOLVED

That the remainder of the item be referred to the Legislation Committee as a discussion item.


Councilmember David A. Rivera

ADOPTED


Councilmember Michael LoCurto


Richard Fontana

237

30A

MR FONTANA MOVED

~~ADOPT~~ 2ND BY MR SMITH

238

TO EXCUSE CM RUSSELL FROM
VOTING ON THE ABOVE ITEM

* AYE * NO *

FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

Maj - 5
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3/4 - 7

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Resolution

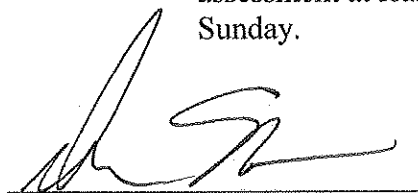
Sponsor: Mr. Demone Smith

RE: Budget Amendments

- Whereas: Article 3-7 gives the Common Council of the City of Buffalo the duty to adopt the annual operating budget of the City of Buffalo; and
- Whereas: In the City Budget process, the Mayor initially proposed the budget and after review the Council has the opinion to amend the budget; and
- Whereas: There is no law, article or code which dictates a length of time for a review of written budget amendments or technical changes; and
- Whereas: A local law must be laid on the table in its final form at least seven calendar days exclusive of Sunday prior to its final passage; and
- Whereas: In any budgetary process transparency is essential, especially in closed negotiations between the Legislation and Executive branch; and
- Whereas: Final Budget amendments and technical changes should have at least a 48 hour table wait before a final vote to allow for proper review or inspection of documents by the general public and Council; and
- Whereas: Modification of rules and regulations in the adoption of budgetary amendments and technical changes are integral steps in reform.

There, Be It Resolved:

That all budgetary amendments by the Common Council made during the yearly budgetary process be laid on the table and made available for assessment at least 48 hours prior to passage exclusive of Saturday and Sunday.



Demone Smith

REFERRED TO THE COMMITTEE ON RULES

LEG

* AYE * NO *

				*
FONTANA	*	*	*	*
FRANCZYK	*	*	*	*
GOLOMBEK	*	*	*	*
HAYNES	*	*	*	*
KEARNS	*	*	*	*
LOCURTO	*	*	*	*
RIVERA	*	*	*	*
RUSSELL	*	*	*	*
SMITH	*	*	*	*

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Maj - 5
2/3 - 6
3/4 - 7

ANNOUNCEMENT OF COMMITTEE MEETINGS

The following meetings are scheduled. All meetings are held in the Common Council Chambers, 13th floor City Hall, Buffalo, New York, unless otherwise noted.

Regular Committees

Committee on Civil Service Tuesday, December 7, 2010 at 9:45 o'clock A.M.

Committee on Finance Tuesday, December 7, 2010 at 10:00 o'clock A.M.
following Civil Service

Committee on Comm. Dev. Tuesday, December 7, 2010 at 1:00 o'clock P.M.

Committee on Legislation Tuesday, December 7, 2010 at 2:00 o'clock P.M.

(Public Disclaimer): All meetings are subject to change and cancellation by the respective Chairmen of Council Committees. In the event that there is sufficient time given for notification, it will be provided. In addition, there may be meetings set up whereby the City Clerk's Office is not made aware; therefore, unless we receive notice from the respective Chairmen, we can only make notification of what we are made aware.

00049

242

No.

Adjournment

On a motion by Mr. Fontana, Seconded by Mr. Kearns, the Council adjourned at 3:05 PM

GERALD CHWALINSKI
CITY CLERK

November 30, 2010

Board of Police and Fire Pension Proceedings #10
Office of the Mayor-201 City Hall
November 18, 2010

Present:

Hon. David A. Rodriguez, Acting Corporation Counsel
Gerald Chwalinski, City Clerk
Darryl McPherson, City Auditor

The Journal of the last meeting was approved.

No. 1

I transmit herewith the Pension Payroll for the Fire Pension Fund for the month of November 2010 amounting to \$3,740.00 and request that a check be drawn to the order of the persons named herein for the amounts stated.

Adopted

Ayes-3. Noes-0.

No. 2

I transmit herewith the Pension Payroll for the Police Pension Fund for the months of November 2010 amounting to \$2,815.00 and request that a check be drawn to the order of the persons named herein for the amounts stated.

Adopted.

Ayes-3 Noes-0.

No. 3

On motion by Mr. Ball the City of Buffalo Police and Fire Pension Board Meeting adjourned at 11:02 a.m.